



"Job Serebrov"

07/19/2005 03:06 PM

To klynndyson@eac.gov

cc

bcc

Subject Re: project

History:

☞ This message has been replied to.

Is the consultant going to work with the organization or will they be working on two aspects of the same issue?

Job

klynndyson@eac.gov wrote:

Six months.

Amounts of contracts have not been determined but are likely to be substantial, given the topic/s and its importance.

There are likely to be several contracts- one to consultants and one to an organization.

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

016191



"Job Serebrov"

07/19/2005 02:51 PM

To klynndyson@eac.gov

cc

bcc

Subject Re: project

History:

This message has been replied to.

Karen:

Do you know yet how long the project will last (will it be a three or six month project) and what the total amount allocated for the project is?

Regards,

Job

klynndyson@eac.gov wrote:

Job-

I'll be in touch on Thursday or Friday with next steps on how the EAC would like to proceed on this voter fraud/intimidation project.


Thanks for your patience.

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

016192

Thomas R. Wilkey/EAC/GOV
07/18/2005 04:10 PM

To Karen Lynn-Dyson/EAC/GOV@EAC
cc
bcc

Subject Re: Scheduling voter fraud/voter intimidation interviews for
August 1 

History:

 This message has been replied to.

Good Approach

016193



"Job Serebrov"

07/13/2005 12:04 PM

To klynndyson@eac.gov

cc

bcc

Subject Re: project

History:

This message has been replied to.

Ok. Glad your e-mail is working again.

Regards,

Job

klynndyson@eac.gov wrote:

Greetings, Job-

To be on the safe side let's say early next week.

I just got the feedback I have needed to move forward on this project and I need to do a little further research to finish up the project description.

Thanks for your patience-

Regards-

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

"Job Serebrov"

07/13/2005 09:57 AM

To klynndyson@eac.gov

cc

Subject project

016194

Karen:

Are we still on track to have something on paper for the vote fraud project by this Friday?

Regards,

Job

016195

Juliet E. Thompson/EAC/GOV
07/22/2005 11:49 AM

To Karen Lynn-Dyson/EAC/GOV@EAC
cc
bcc
Subject Fw: resume

Juliet E. Thompson
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

----- Forwarded by Juliet E. Thompson/EAC/GOV on 07/22/2005 11:51 AM -----



"Job Serebrov"

04/05/2005 06:41 PM

To jthompson@eac.gov
cc
Subject resume

Julie:

It was good talking with you today. Congrats on the wedding. Please give me your address so I can send a card.

My resume is attached. I would be eternally grateful if you could talk the new director into hiring another attorney. I would really enjoy working with you and getting back into Election law. It would not bother me if the job lasted from September 2005 for one or two years. Once I was in DC I would be able to make a lateral move.

Best Regards,



Job ResumeInternational.doc

016196



"Stephen Ansolabehere"
<sda@MIT.EDU>

07/22/2005 08:25 AM

To klynndyson@eac.gov

cc

bcc

Subject fraud consultation

History:

✉ This message has been replied to.

Hi,

I got your phone messages, but missed you when I've called back. I've been in the office intermittently this month (family vacations), but I'm regularly on email. My email address is sda@mit.edu.

I would very much like to work with the EAC as you develop procedures for detecting fraud. Could you give me a sense of what you seek to do and what time commitments and research would be involved?

I will be in DC at the end of August for the annual meeting of the American Political Science Association. I am personally very committed to helping the EAC succeed.

Steve Ansolabehere

016197



"Job Serebrov" [REDACTED]

07/21/2005 06:25 PM

To klynndyson@eac.gov

cc

bcc

Subject Re: project

Karen:

I will call you tomorrow to discuss this.

Job

--- klynndyson@eac.gov wrote:

> Job-
>
> Thanks for getting back to me with your August time
> schedule and
> availability. We have several candidates we are
> considering for this
> position and plan to interview them in the next 2-3
> weeks.
>
> Perhaps we will be able to arrange a date and time in
> late August, when you
> might be available to come to Washington to meet
> with the EAC staff and
> Commissioners. Let me know what dates and times
> work for you.
>
>
> Regards-
>
>
> Karen Lynn-Dyson
> Research Manager
> U.S. Election Assistance Commission
> 1225 New York Avenue , NW Suite 1100
> Washington, DC 20005
> tel:202-566-3123
>
>
>
> "Job Serebrov" [REDACTED]
> 07/21/2005 02:24 PM
>
> To
> klynndyson@eac.gov
> cc
>
> Subject
> Re: project
>
>
>
>
>

016198

>
> Karen:
>
> Getting to DC before the second week in August is
> not
> possible. First, there is no way that I could get a
> ticket in any acceptable price range that quick.
> More
> importantly, I am in the last month of my judicial
> clerkship and committed to the judge that I would be
> here until August 15th to finish all of my cases and
> anything else for this court term. My official last
> day is August 19th.
>
> I think it may be a good idea for us to talk about
> this.
>
> Regards,
>
> Job
>
>
>
>
> --- klynndyson@eac.gov wrote:
>
> > Job-
> >
> > I write to see if you might be available to come
> > to
> > Washington on Monday,
> > August 1 to meet with several EAC staff and
> > Commissioners to discuss the
> > voter fraud/voter intimidation project and your
> > possible work as a
> > consultant on the project.
> >
> > I'd like to schedule this 1-2 hour meeting for
> > sometime between 1 and 3 in
> > the afternoon.
> >
> > Might you be available to come to Washington for
> > this ?
> >
> > Regards-
> >
> > Karen Lynn-Dyson
> > Research Manager
> > U.S. Election Assistance Commission
> > 1225 New York Avenue , NW Suite 1100
> > Washington, DC 20005
> > tel:202-566-3123
> >
>
>
>
>

016199



"Job Serebrov"

07/21/2005 02:24 PM

To klynndyson@eac.gov

cc

bcc

Subject Re: project

History:

This message has been replied to.

Karen:

Getting to DC before the second week in August is not possible. First, there is no way that I could get a ticket in any acceptable price range that quick. More importantly, I am in the last month of my judicial clerkship and committed to the judge that I would be here until August 15th to finish all of my cases and anything else for this court term. My official last day is August 19th.

I think it may be a good idea for us to talk about this.

Regards,

Job

--- klynndyson@eac.gov wrote:

> Job-

>

> I write to see if you might be available to come to
> Washington on Monday,
> August 1 to meet with several EAC staff and
> Commissioners to discuss the
> voter fraud/voter intimidation project and your
> possible work as a
> consultant on the project.

>

> I'd like to schedule this 1-2 hour meeting for
> sometime between 1 and 3 in
> the afternoon.

>

> Might you be available to come to Washington for
> this ?

>

> Regards-

>

> Karen Lynn-Dyson
> Research Manager
> U.S. Election Assistance Commission
> 1225 New York Avenue , NW Suite 1100
> Washington, DC 20005
> tel:202-566-3123

>

016200

Thomas R. Wilkey/EAC/GOV
07/22/2005 05:18 PM

To Karen Lynn-Dyson/EAC/GOV@EAC
cc
bcc
Subject Re: project

I finally was able to get my voice mjl'll messages and had one from Tova and she is exited about doing this project. Give her a call on Monday amnd I will see her over the weekend.
Tom

Sent from my BlackBerry Wireless Handheld
Karen Lynn-Dyson

From: Karen Lynn-Dyson
Sent: 07/21/2005 05:54 PM
To: Job Serebrov" [REDACTED] /@GSAEXTERNAL
Subject: Re: project

Job-

Thanks for getting back to me with your August time schedule and availability. We have several candidates we are considering for this position and plan to interview them in the next 2-3 weeks.

Perhaps we will able to arrange a date and time in late August, when you might be available to come to Washington to meet with the EAC staff and Commissioners. Let me know what dates and times work for you.

Regards-

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

"Job Serebrov" [REDACTED]



"Job Serebrov"
[REDACTED]
07/21/2005 02:24 PM

To klynndyson@eac.gov
cc
Subject Re: project

Karen:

Getting to DC before the second week in August is not possible. First, there is no way that I could get a ticket in any acceptable price range that quick. More

016201

importantly, I am in the last month of my judicial clerkship and committed to the judge that I would be here until August 15th to finish all of my cases and anything else for this court term. My official last day is August 19th.

I think it may be a good idea for us to talk about this.

Regards,

Job

--- klynndyson@eac.gov wrote:

> Job-
>
> I write to see if you might be available to come to
> Washington on Monday,
> August 1 to meet with several EAC staff and
> Commissioners to discuss the
> voter fraud/voter intimidation project and your
> possible work as a
> consultant on the project.
>
> I'd like to schedule this 1-2 hour meeting for
> sometime between 1 and 3 in
> the afternoon.
>
> Might you be available to come to Washington for
> this ?
>
> Regards-
>
> Karen Lynn-Dyson
> Research Manager
> U.S. Election Assistance Commission
> 1225 New York Avenue , NW Suite 1100
> Washington, DC 20005
> tel:202-566-3123
>

016202

**Deliberative Process
Privilege**

Tamar Nedzar/EAC/GOV
07/22/2005 11:53 AM

To Carol A. Paquette/EAC/GOV@EAC, Karen
Lynn-Dyson/EAC/GOV@EAC
cc Gaylin Vogel/EAC/GOV@EAC

bcc

Subject Voter Fraud Information

Carol and Karen,

Please find attached my memo concerning areas of study the EAC may wish to pursue and trends in voter fraud concerns. In the summary, I have made recommendations for three possible areas of study.

If I can help in any other way on this project, please let me know. I will be in the office Monday and Tuesday of next week.

Also, the stack of papers on which my recommendations are based is on my desk should you need it before I see you again.

Have a great weekend.



Election Fraud Memo.doc

Tamar Nedzar
Law Clerk
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
(202) 566-2256
<http://www.eac.gov>
TNedzar@eac.gov

016203



"Stephen Ansolabehere"
<sda@MIT.EDU>
08/02/2005 05:05 PM

To klynndyson@eac.gov
cc
bcc
Subject Re: fraud consultation

History: This message has been replied to

Both days are free at that time.

At 04:16 PM 8/2/2005, you wrote:

Steve-

I write to see if you would be available on August 16 or August 17 at 10:00 AM to speak for about an hour, with Tom Wilkey, EAC's Executive Director, and me, about the consulting work related to our voter fraud and intimidation project.

Thanks for letting me know your availability

I will be certain to get you a Statement of Work before the end of this week

Regards-

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

016204



"Job Serebrov"

08/02/2005 04:30 PM

To klynndyson@eac.gov

cc

bcc

Subject Re: Commission

History:

✉ This message has been replied to

Karen:

It could take me until Friday to give you an answer. I am waiting for a response to know whether and when I will be in Wisconsin. If I go, it will be by car. I will let you know as soon as I can.

Job

--- klynndyson@eac.gov wrote:

> Job-
>
> I write to see if you would be available on August
> 16 or August 17 at
> 10:30 AM to speak, for about one hour, with Tom
> Wilkey, EAC's Executive
> Director, and me, about the consulting work related
> to our voter fraud and
> intimidation project.
>
> Thanks for letting me know your availability.
>
> I will be certain to get you a Statement of Work
> before the end of this
> week.
>
> Regards-
>
> Karen Lynn-Dyson
> Research Manager
> U.S. Election Assistance Commission
> 1225 New York Avenue , NW Suite 1100
> Washington, DC 20005
> tel:202-566-3123
>

016205



"Job Serebrov"

08/01/2005 05:59 PM

To klynndyson@eac.gov

cc

bcc

Subject Re: Commission

History:

This message has been replied to

Karen:

I may be in Wisconsin that week but if I am I will give you the phone number of the place where I am staying. Additionally, I am contemplating getting a cell phone. If I do, you can call me on it.

Regards,

Job

--- klynndyson@eac.gov wrote:

> Yes, Tom Wilkey and I will be interviewing folks via
> telephone week after
> next.

>

> Regards-

>

> Karen Lynn-Dyson

> Research Manager

> U.S. Election Assistance Commission

> 1225 New York Avenue , NW Suite 1100

> Washington, DC 20005

> tel:202-566-3123

>

>

>

>

> "Job Serebrov" [REDACTED] <

> 07/31/2005 05:05 PM

>

> To

> klynndyson@eac.gov

> cc

>

> Subject

> Commission

>

>

>

>

>

>

> Karen:

>

> Did the Commission decide how to proceed?

>

> Job

>

016206



"Stephen Ansolabehere"
<sda@MIT.EDU>
07/26/2005 06:48 PM

To klynndyson@eac.gov
cc
bcc
Subject Re: fraud consultation

History:  This message has been replied to.

Monday is fine. When are good times?

As for an in person meeting, I will be in DC over the Labor Day weekend, from Wed. Aug. 31 through Sat. Sept. 3 for the annual meeting of the American Political Science Association. We can meet then or I can come to DC for a day trip before then if necessary.

Steve

At 05:07 PM 7/26/2005, you wrote:

Hi Steve-

Unfortunately, I'm in the air most of tomorrow- out to Pasadena for one of our public meetings.

Any chance we could talk on Monday morning when I return?

I would also like to set up formal time that you, Tom Wilkey and I can chat about this project and learn more about your interest in working as one of three consultants on this project for the next six months (part-time, of course)

Let me know a time when we can talk next week

Regards-

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
tel:202-566-3123

"Stephen Ansolabehere" <sda@MIT.EDU>

07/26/2005 04:03 PM

klynndyson@eac.gov

016207

To

cc

Subject

Re: fraud consultation

Karen,

Would it be possible to speak on the phone tomorrow between 11 and 12 or after 2?
My office phone number is 617-253-5236.

Steve

At 01:02 PM 7/22/2005, you wrote:

Hi Steve-

In the absence of being able to touch base via telephone-

The EAC is currently seeking several consultants who could work parttime for a six month period (Sept-Feb) to help the agency development a work plan and statement of work around a project the agency might do related to voter fraud and voter intimidation

For a number of reasons the EAC is interested in involving several consultants in this initial look at the topic This initial exploration will help the Agency determine how, if at all, it would want to put together a larger project that would be given to an institution or organization to conduct.

I am putting the finishing touches on a consultant statement of work and will send it out to you in the next week to ten days.

It is important for the EAC to contract with these consultants by early September so that they can begin work on this initial work plan before the end of the Federal fiscal year, which is September 30.

Do let me know a particular time and date when we might be able to speak to one another.

Regards-

Karen Lynn-Dysón
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

"Stephen Ansolabehere" <sda@MIT.EDU>

016208

07/22/2005 08:25 AM

klynndyson@eac.gov

To

cc
Subject

fraud consultation

Hi,

I got your phone messages, but missed you when I've called back. I've been in the office intermittently this month (family vacations), but I'm regularly on email. My email address is sda@mit.edu.

I would very much like to work with the EAC as you develop procedures for detecting fraud. Could you give me a sense of what you seek to do and what time commitments and research would be involved?

I will be in DC at the end of August for the annual meeting of the American Political Science Association. I am personally very committed to helping the EAC succeed.

Steve Ansolabehere

016209



wang@tcf.org
08/05/2005 07:36 PM

To klynndyson@eac.gov
cc twilkey@eac.gov, nmortellito@eac.gov
bcc
Subject Re: meeting

History: This message has been forwarded.

Great -- I can be reached at 212-362-5223. I look forward to it. Tova
----- Original Message -----

From: <klynndyson@eac.gov>
To: <wang@tcf.org>
Cc: <nmortellito@eac.gov>; <twilkey@eac.gov>
Sent: Friday, August 05, 2005 10:44 AM
Subject: Re: meeting

>
> Confirmed for Friday August 19 at 10:30 AM.
> Please give us a number where we should call you.
>
> Karen Lynn-Dyson
> Research Manager
> U.S. Election Assistance Commission
> 1225 New York Avenue , NW Suite 1100
> Washington, DC 20005
> tel:202-566-3123

>
>
>
> wang@tcf.org
>
> 08/04/2005 07:55
> PM
> klynndyson@eac.gov To
> twilkey@eac.gov, cc
> nmortellito@eac.gov
> Re: meeting Subject

>
> Hi Karen, That sounds perfect. Should I call you? Thanks so much. Tova
> ----- Original Message -----
> From: klynndyson@eac.gov
> To: wang@tcf.org
> Cc: twilkey@eac.gov ; nmortellito@eac.gov
> Sent: Thursday, August 04, 2005 5:20 PM
> Subject: RE: meeting
>

016210

>
> Tova-
>
> We would like to tentatively schedule our conversation for August 19 at
> 10:30 AM.
>
> We will work diligently to get a description of the consulting assignment
> to you by mid-week next week.
>
> Regards-
>
> Karen Lynn-Dyson
> Research Manager
> U.S. Election Assistance Commission
> 1225 New York Avenue , NW Suite 1100
> Washington, DC 20005
> tel:202-566-3123
>
>
>
> "Tova Wang" <wang@tcf.org>
>
>
> 08/02/2005 04:29 PM

To
klynndyson@eac.gov
cc
Subject
RE: meeting

>
> Hi Karen,
>
> I will actually be in Seattle speaking at the National Conference on State
> Legislatures those days. I could call in to you by cellphone on the 17th
> (although it will be 6:30 am my time!) Alternatively, I can speak by
> phone or come down to DC the 19th or any day the following week. Tom and
> I will also both be at NASED in LA at the end of next week I believe.
>

> Let me know what you would prefer. Thanks, and I look forward to talking
> to you.
>

> Tova
> -----Original Message-----
> From: klynndyson@eac.gov [mailto:klynndyson@eac.gov]
> Sent: Tuesday, August 02, 2005 3:20 PM
> To: wang@tcf.org
> Subject: Re: meeting
>
>
> Tova-

016211



"Stephen Ansolabehere"
<sda@MIT.EDU>

08/04/2005 10:04 PM

To klynndyson@eac.gov

cc

bcc

Subject Re: fraud consultation

History:

✉ This message has been replied to.

I will put Aug. 17 in my calendar.

At 05:04 PM 8/4/2005, you wrote:

Steve-

We would like to tentative schedule our conversation for August 17 at 10:00 am

We will work diligently to get a description of the consulting assignment to you by midweek next week.

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

"Stephen Ansolabehere" <sda@MIT.EDU>

08/02/2005 05:05 PM

klynndyson@eac.gov

Re: fraud consultation

To

cc

Subject

Both days are free at that time.

At 04:16 PM 8/2/2005, you wrote:

Steve-

I write to see if you would be available on August 16 or August 17 at 10:00 AM to speak for about an hour,

016213

with Tom Wilkey, EAC's Executive Director, and me, about the consulting work related to our voter fraud and intimidation project.

Thanks for letting me know your availability.

I will be certain to get you a Statement of Work before the end of this week.

Regards-

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

016214

**Deliberative Process
Privilege**

Nicole
Mortellito/CONTRACTOR/EAC
/GOV

08/16/2005 03:12 PM

To Karen Lynn-Dyson/EAC/GOV@EAC

cc

bcc

Subject Re: Fw: Finishing touches Voter fraud

History:

This message has been replied to.

captured and inserted.

Regards,

Nicole K. Mortellito
Assistant to the Executive Director - Thomas R. Wilkey
U.S. Election Assistance Commission
1225 New York Avenue - Suite 1100
Washington, DC
202.566.3114 phone
202.566.3127 fax
Karen Lynn-Dyson/EAC/GOV

Karen Lynn-Dyson/EAC/GOV

08/16/2005 03:09 PM

To Nicole Mortellito/CONTRACTOR/EAC/GOV@EAC

cc

Subject Fw: Finishing touches on the Statement of Work for the Voter
Fraud/Intimidation consultants

Hey-

Could you insert this in the Voter Fraud/Intimidation SOW?

Thanks

K
Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

----- Forwarded by Karen Lynn-Dyson/EAC/GOV on 08/15/2005 03:08 PM -----

Juliet E.
Thompson/EAC/GOV
08/16/2005 03:00 PM

To Karen Lynn-Dyson/EAC/GOV@EAC

cc

Subject Re: Finishing touches on the Statement of Work for the Voter
Fraud/Intimidation consultants

016215

Text of the Work for Hire Clause -- may need to be edited to reflect the deliverables of this contract

1. Work for Hire. The services performed under the terms of this agreement are considered "work for hire," and any intellectual property or deliverables, including but not limited to, research, policies, procedures, manuals, and other works submitted; or which are specified to be delivered; or which are developed or produced and paid for by EAC, shall be owned exclusively by EAC, including copyright. EAC or its assignees have the exclusive right to reproduce all work products from this agreement without further payment to the Contractor.

Juliet E. Thompson
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

016216

Juliet E. Thompson/EAC/GOV
08/16/2005 03:00 PM

To Karen Lynn-Dyson/EAC/GOV@EAC
cc
bcc
Subject Re: Finishing touches on the Statement of Work for the Voter
Fraud/Intimidation consultants

History: This message has been forwarded.

Text of the Work for Hire Clause -- may need to be edited to reflect the deliverables of this contract

1. Work for Hire. The services performed under the terms of this agreement are considered "work for hire," and any intellectual property or deliverables, including but not limited to, research, policies, procedures, manuals, and other works submitted; or which are specified to be delivered; or which are developed or produced and paid for by EAC, shall be owned exclusively by EAC, including copyright. EAC or its assignees have the exclusive right to reproduce all work products from this agreement without further payment to the Contractor.

Juliet E. Thompson
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
Karen Lynn-Dyson/EAC/GOV

Karen Lynn-Dyson/EAC/GOV
08/16/2005 02:52 PM

To Carol A. Paquette/EAC/GOV@EAC, Diana
Scott/EAC/GOV@EAC, Margaret Sims/EAC/GOV@EAC
cc Juliet E. Thompson/EAC/GOV@EAC, Nicole
Mortellito/CONTRACTOR/EAC/GOV@EAC
Subject Finishing touches on the Statement of Work for the Voter
Fraud/Intimidation consultants

All-

This morning the Commissioners approved the Statement of Work for the Voter Fraud/Voter Intimidation project consultants, with the caveat that some additional language would be added and the SOW polished up.

Tom, Peg and I are scheduled to interview the first candidate tomorrow morning at 10:00 am and will need your edits to this SOW by COB today.

I am attaching the item again, just in case you don't have a copy. Since I have an appointment out of the office and will be leaving at 4:00 today, I ask that you get your changes and edits to Nicole so that she may enter them and get the revised copy to the candidate first thing in the morning.

Thanks for your input on this.



voterfraud project consultants.2.doc

K


016217

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

016218

**Deliberative Process
Privilege**

Diana Scott/EAC/GOV
08/16/2005 05:43 PM

To klynndyson@eac.gov@EAC
cc
bcc
Subject Re: Finishing touches on the Statement of Work for the Voter
Fraud/Intimidation consultants 

History:  This message has been replied to

Karen,

I have purposely not directed this response to Nicole. The GSA contact is out of the office until tomorrow, 8, 17. Based on how Dan's compensation was derived at, he receives \$52.083/hour. Perhaps it would be comparable for this individual to get \$50/hour. If that is the case, then the total contract amount would be \$10,000. Since we haven't spoken, how does that compare to what you had in mind?

Diana M. Scott
Administrative Officer
U.S. Election Assistance Commission
(202) 566-3100 (office)
(202) 566-3127 (fax)
dscott@eac.gov

Karen Lynn-Dyson/EAC/GOV

Karen Lynn-Dyson/EAC/GOV
08/16/2005 02:52 PM

To Carol A. Paquette/EAC/GOV@EAC, Diana
Scott/EAC/GOV@EAC, Margaret Sims/EAC/GOV@EAC
cc Juliet E. Thompson/EAC/GOV@EAC, Nicole
Mortellito/CONTRACTOR/EAC/GOV@EAC
Subject Finishing touches on the Statement of Work for the Voter
Fraud/Intimidation consultants

All-

This morning the Commissioners approved the Statement of Work for the Voter Fraud/Voter Intimidation project consultants, with the caveat that some additional language would be added and the SOW polished up.

Tom, Peg and I are scheduled to interview the first candidate tomorrow morning at 10:00 am and will need your edits to this SOW by COB today.

I am attaching the item again, just in case you don't have a copy. Since I have an appointment out of the office and will be leaving at 4:00 today, I ask that you get your changes and edits to Nicole so that she may enter them and get the revised copy to the candidate first thing in the morning.

Thanks for your input on this.



voterfraud project consultants.2.doc

K

016219

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

016220

Any luck on producing the Statement of Work? Has the
EAC HR Office decided on fees yet?

Regards,

Job

016221



"Job Serebrov" [REDACTED]

08/17/2005 04:43 PM

To klynndyson@eac.gov

cc

bcc

Subject Re: Commission

History:

[REDACTED] This message has been replied to.

Karen:

I do not know what federal government attorney consultants are paid--can you give me any idea?
I know that we discussed a couple of figures.

Job

klynndyson@eac.gov wrote:

Job-

We'll be sending you the Statement of Work momentarily. Fees are still being worked on , but will be competitive with what Federal Government Attorney consultants are paid.

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

"Job Serebrov" [REDACTED]

08/10/2005 10:52 PM

To klynndyson@eac.gov

cc

Subject Re: Commission

016222

Karen:



"Job Serebrov"

08/19/2005 04:14 PM

To klynndyson@eac.gov

cc

bcc

Subject Re: Requested Documents

History:

This message has been forwarded.

Karen:

I enjoyed the discussion too. I really think that this project will be of national importance and can positively affect elections administration while providing an answer to the handling of the vote fraud problem for the future.

On another note, why don't you leave an evening free while I am there for dinner. I am trying to bring my wife along. If you can bring your husband it could make for an interesting evening.

Regards,

Job

Summary of Election Activities of Job Serebrov

Background to Election Problems in Arkansas

Ever since Reconstruction, Arkansas has had a history of election problems. The election fraud that gave rise to the Brooks-Baxter War in Arkansas in the 1870s involved people from both sides of the aisle voting more than once, the dead rising to cast a ballot or two, destroying ballots, creating ballots and making ballot boxes disappear. A strong one-party system perpetuated this tradition into modern times.

In 1995, I met with Arkansas Supreme Court Justice Tom Glaze to discuss voting issues and my efforts to clean up the electoral process. Although supportive, Justice Glaze encouraged me to proceed with caution. Before being elected to the Supreme Court, Justice Glaze had been employed in the 1960s by Gov. Win Rockefeller to clean up ballot fraud throughout Arkansas. He was nearly disbarred in the process by those involved in ballot fraud in a small, rural county.

Shortly after my discussion with Justice Glaze, I discovered how pervasive the election problems were in the state. For instance, ballot boxes were stuffed or disappeared into the night only to return altered. Contrary to state law, county sheriffs running in contested elections maintained custody of the ballot boxes. In one instance, 20 voted ballot boxes were found in the attic of a sheriff's deputy after he died.

016223

Attorney (1991-2004)

In my private practice as an attorney, I represented numerous clients in county election contests throughout Arkansas. I also represented clients in matters before the Federal Election Commission. I have never lost an election case. Finally, I was hired as a consultant to a major nonprofit legal organization to review and summarize the 2002 amendments to federal election laws and apply the new law to 10 scenarios.

Member, Washington County Board of Election Commissioners, Fayetteville, Arkansas (1990-1996)

This board consisted of three commissioners; I was the lone Republican. We were charged with supervising the training of poll workers, evaluating voting systems and then purchasing an optical scan system to be used countywide, preparing and justifying our annual budget before the Washington County Quorum Court, hiring and supervising staff and sitting as an administrative tribunal.

When I first came on the board, Washington County was primarily a one-party county and the Democrats were used to running elections according to tradition rather than the law. I had to battle with the two Democrats on the board to enforce election laws within the county. As I started to force the issue in the courts, the Republican Party gained strength. Four years later and after outlasting eight Democrat commissioners, I was able to work with new Democrat commissioners who recognized the need to enforce the law. At this point, the commission requested that I draft administrative regulations for the board. These remain in place today.

Founder, President, General Counsel; Arkansans for Fair Elections (1994-1999)

In 1994, Gov. Mike Huckabee (R), then a candidate for lieutenant governor, asked me to serve as his general counsel for ballot fraud protection. Thinking it best to act independently of any candidate, I formed Arkansans for Fair Elections. I served as the organization's president and, later, general counsel. This group launched a statewide educational campaign to train poll watchers to recognize irregular or fraudulent electoral procedures; this included the creation of literature and a video. Our extensive public relations campaign brought media attention to the issue. We also organized a statewide team of citizen poll watchers and attorneys to ensure that the election laws were fairly enforced. We were so successful in the lieutenant governor's race that Arkansans for Fair Elections was asked to continue the effort until 1999 when I moved to Louisiana.

016224

General Counsel - Ballot Fraud Protection Committee,
Republican Party of Arkansas (1995-1999)

In late 1995, Asa Hutchinson, chairman of the Republican Party of Arkansas, appointed me as general counsel for the newly formed Ballot Fraud Protection Committee of the state party. I retained this position until 1999. I was responsible for coordinating statewide enforcement efforts and directing a legal team to respond to problematic situations prior to and on election day.

(Through my role with Arkansans for Fair Elections and the Ballot Fraud Protection Committee, I successfully sued or negotiated a settlement in more than two-thirds of the 75 counties in Arkansas over electoral irregularities.)

Legal Consultant to Republican Members of the Arkansas General Assembly (1994-1996)

Republicans in the General Assembly requested that I review and draft suggested changes to Arkansas election law. Based on my personal experience as an election commissioner and as an election attorney, I identified a number of areas of concern and drafted new statutes modeled on the best examples that I could find from other states. My proposal was not passed by the Democrat-controlled General Assembly as a package, however, several of its components were passed into law.

Consultant to the Arkansas Court of Appeals
Redistricting Commission (1996-1999)

I drafted five redistricting bills and maps for the constitutionally required redistricting of the Arkansas Court of Appeals. These bills were based on current U.S. Supreme Court precedent regarding gerrymandering. I had to present each bill and give supporting testimony to the commission.

Director of International Development - Louisiana State University, Baton Rouge, Louisiana (2000-2003)

Part of my duties as director was to develop international cooperative projects. The theme of several of these proposals was democratization. In each case, I required review of the national election code of the country involved.

My activities in Namibia led to a request by the director of the Namibian Election Commission, Joram Rukambe and the Speaker of the Namibian National Assembly, Dr. Mose Tjitendero to review and suggest changes to the Namibian election code. This review

016225

took three months and resulted in proposed alterations a number of code sections. These suggestions were considered by the Namibian National Assembly and a number were incorporated into the code revisions. Additionally, I drafted legislation for the Speaker to guarantee voting rights to agricultural workers that were being denied by the owners of the farms. This legislation also was passed into law.

During this time, I was qualified as an election expert and placed on an election consultant list by the United Nations, IFES and the Electoral Institute of Southern Africa.

Related Memberships

- Republican Party of Arkansas (1990-1999)
 - Benton County, Arkansas, Republican Committee (1996-1999)
 - Washington County, Arkansas, Republican Committee (1990-1996)
- (When we moved to Louisiana in 1999, the party was in such turmoil that it was difficult to get involved. This past year, I have been prohibited by the Hatch Act from participating in partisan politics. This prohibition ends August 19 when my judicial clerkship ends.)

Related Education

- Graduate certificate in electoral governance, Griffith University, Queensland, Australia (2003)

016226



"Job Serebrov"

[REDACTED]

08/19/2005 04:07 PM

To klynndyson@eac.gov

cc

bcc

Subject Re: Fees Issue

Thanks.

Job

--- klynndyson@eac.gov wrote:

> Job-
>
> I've proposed your questions/suggestions on to our
> Finance Director.
> She and I will be back in touch with a suggested
> rate and payment schedule
>
> Regards-
> Karen Lynn-Dyson
> Research Manager
> U.S. Election Assistance Commission
> 1225 New York Avenue , NW Suite 1100
> Washington, DC 20005
> tel:202-566-3123
>
>
>
> "Job Serebrov" <[REDACTED]>
> 08/19/2005 02:15 PM
>
> To
> "Karen Lynn Dyson" <klynndyson@eac.gov>
> cc
>
> Subject
> Fees Issue
>
>
>
>
> Karen:
>
> I know that we discussed this before and I did not
> feel that it was a good idea to bring up at the
> interview but I find that with projects such as this
> one and attorney's fees it is best if there is a
> total
> sum for each attorney hired for the project. We
> discussed several amounts. That figure can be paid
> monthly, quarterly, or whatever the Commission likes
> best. Time or hourly billing for something like this
> is generally not done and I think is a bad idea.
>

016229

> Thoughts?
>
> Regards,
>
> Job
>
>
>

016228

Karen Lynn-Dyson/EAC/GOV
07/26/2005 05:07 PM

To "Stephen Ansolabehere"
<sda@MIT.EDU>@GSAEXTERNAL
cc
bcc
Subject Re: fraud consultation

Hi Steve-

Unfortunately, I'm in the air most of tomorrow- out to Pasadena for one of our public meetings.

Any chance we could talk on Monday morning, when I return?

I would also like to set up formal time that you, Tom Wilkey and I can chat about this project and learn more about your interest in working as one of three consultants on this project for the next six months (part-time, of course)

Let me know a time when we can talk next week.

Regards-

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

"Stephen Ansolabehere" <sda@MIT.EDU>



"Stephen Ansolabehere"
<sda@MIT.EDU>
07/26/2005 04:03 PM

To klynndyson@eac.gov
cc
Subject Re: fraud consultation

Karen,

Would it be possible to speak on the phone tomorrow between 11 and 12 or after 2?
My office phone number is 617-253-5236.

Steve

At 01:02 PM 7/22/2005, you wrote:

Hi Steve-

In the absence of being able to touch base via telephone-

016229

The EAC is currently seeking several consultants who could work parttime for a six month period (Sept-Feb) to help the agency development a work plan and statement of work around a project the agency might do related to voter fraud and voter intimidation

For a number of reasons the EAC is interested in involving several consultants in this initial look at the topic This initial exploration will help the Agency determine how, if at all, it would want to put together a larger project that would be given to an institution or organization to conduct.

I am putting the finishing touches on a consultant statement of work and will send it out to you in the next week to ten days.

It is important for the EAC to contract with these consultants by early September so that they can begin work on this initial work plan before the end of the Federal fiscal year, which is September 30.

Do let me know a particular time and date when we might be able to speak to one another.

Regards-

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

"Stephen Ansolabehere" <sda@MIT.EDU>

07/22/2005 08:25 AM

klyndyson@eac.gov

fraud consultation

To

cc

Subject

016230

Hi,

I got your phone messages, but missed you when I've called back. I've been in the office intermittently this month (family vacations), but I'm regularly on email. My email address is sda@mit.edu.

I would very much like to work with the EAC as you develop

procedures for
detecting fraud. Could you give me a sense of what you seek
to do and what
time commitments and research would be involved?

I will be in DC at the end of August for the annual meeting
of the American
Political Science Association. I am personally very
committed to helping
the EAC succeed.

Steve Ansolabehere

016231

Karen Lynn-Dyson/EAC/GOV
08/01/2005 05:52 PM

To "Job Serebrov"
[REDACTED]>@GSAEXTERNAL
cc Thomas R. Wilkey/EAC/GOV@EAC
bcc
Subject Re: Commission

Yes, Tom Wilkey and I will be interviewing folks via telephone week after next.

Regards-

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

"Job Serebrov" [REDACTED]>



"Job Serebrov"
<[REDACTED]>
07/31/2005 05:05 PM

To klynndyson@eac.gov
cc
Subject Commission


Karen:

Did the Commission decide how to proceed?

Job

016232

Karen Lynn-Dyson/EAC/GOV
08/02/2005 04:13 PM

To "Job Serebrov"
[REDACTED]@GSAEXTERNAL
cc Thomas R. Wilkey/EAC/GOV@EAC
bcc
Subject Re: Commission 

Job-

I write to see if you would be available on August 16 or August 17 at 10:30 AM to speak, for about one hour, with Tom Wilkey, EAC's Executive Director, and me, about the consulting work related to our voter fraud and intimidation project.

Thanks for letting me know your availability.


I will be certain to get you a Statement of Work before the end of this week.

Regards-

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

016233

Karen Lynn-Dyson/EAC/GOV
08/02/2005 04:16 PM

To "Stephen Ansolabehere"
<sda@MIT.EDU>@GSAEXTERNAL
cc Thomas R. Wilkey/EAC/GOV@EAC
bcc
Subject Re: fraud consultation 

Steve-

I write to see if you would be available on August 16 or August 17 at 10:00 AM to speak, for about an hour, with Tom Wilkey, EAC's Executive Director, and me, about the consulting work related to our voter fraud and intimidation project.

Thanks for letting me know your availability.


I will be certain to get you a Statement of Work before the end of this week.

Regards-

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

016234

Karen Lynn-Dyson/EAC/GOV
08/02/2005 04:19 PM

To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc
bcc
Subject Re: meeting 

Tova-

I write to see if you would be available on August 16 or August 17 at 9:30 AM to speak, for about one hour, with Tom Wilkey, and me, about the consulting work related to our voter fraud and intimidation project.

Thanks for letting me know your availability.

I will be certain to get you a Statement of Work before the end of this week.

Regards-

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

"Tova Wang" <wang@tcf.org>



"Tova Wang"
<wang@tcf.org>
07/25/2005 02:55 PM

To klynndyson@eac.gov
cc
Subject meeting

Hi Karen,

I am still in St. Paul but I got your message. The best date for me to come down would be August 23 with August 25 as my second choice. Let me know if either of these works for you. I very much look forward to seeing you and talking to you more about this project.

I'll be back in the office tomorrow if you would like to talk.

Thanks so much.

Tova

016235

Karen Lynn-Dyson/EAC/GOV

To Thomas R. Wilkey/EAC/GOV@EAC

cc

08/02/2005 04:23 PM

bcc

Subject Phone calls to possible voter fraud/intimidation consultants

You'll notice from the e-mails to Tova, Job and Steve, that I've staggered the calls within 30 minutes of one another.

I did this, because it occurred to me that we may want to interview them all at once or in succession, one after another.

Once they tell us a date, then you can decide how best to conduct the interviews. And, once that's decided I'll go back to them and give them a precise time when we'll be talking to them

Thanks

K

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

016236

Karen Lynn-Dyson/EAC/GOV

08/04/2005 05:01 PM

To Thomas R. Wilkey/EAC/GOV@EAC, Carol A. Paquette/EAC/GOV@EAC, Diana Scott/EAC/GOV@EAC, Juliet E. Thompson/EAC/GOV@EAC
cc Nicole Mortellito/CONTRACTOR/EAC/GOV@EAC, Barbara A. Costopoulos/CONTRACTOR/EAC/GOV@EAC
bcc
Subject Finalizing a Statement of Work for consultants working on a voter fraud and intimidation project

Greetings-

Tom Wilkey and I are working to schedule a series of conference calls with three consultants we have identified to work with us to help us develop the voter fraud and voter intimidation project.

We have tentatively scheduled a series of telephone interviews with these three consultants (all of whom would be hired to work on this project) for August 17, 18 and 19.

Attached you will find a draft of a Statement of Work that has been developed for these consultants. Dan Murphy's contract was used as a template for this.

I've sent this document to you all because I need your edits and corrections to this document, based on your expertise either in contracting, human resources or the subject area.

Since Tom and I will be interviewing the candidates in two weeks, I'm hoping you can react to the document and get to Tom and Nicole your changes by mid-week next week.

I will then ask Nicole to send the draft statement of work to the three candidates, so they might refer to it, prior to our interviews.

Thanks for your input and assistance.



K voterfraud project consultants.doc

Karen Lynn-Dyson

Research Manager

U.S. Election Assistance Commission


1225 New York Avenue , NW Suite 1100

Washington, DC 20005

tel:202-566-3123

016237

Karen Lynn-Dyson/EAC/GOV
07/21/2005 01:35 PM

To "Job Serebrov"
<[REDACTED]>@GSAEXTERNAL
cc Thomas R. Wilkey/EAC/GOV@EAC
bcc Paul DeGregorio/EAC/GOV@EAC; Raymundo
Martinez/EAC/GOV@EAC; Adam Ambrogi/EAC/GOV@EAC;
Amie J. Sherrill/EAC/GOV@EAC; Juliet E.
Thompson/EAC/GOV@EAC
Subject Re: project 

Job-

I write to see if you might be available to come to Washington on Monday, August 1 to meet with several EAC staff and Commissioners to discuss the voter fraud/voter intimidation project and your possible work as a consultant on the project.

I'd like to schedule this 1-2 hour meeting for sometime between 1 and 3 in the afternoon.

Might you be available to come to Washington for this ?

Regards-

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

016238

Karen Lynn-Dyson/EAC/GOV
07/21/2005 05:54 PM

To "Job Serebrov"
[REDACTED]@GSAEXTERNAL
cc
bcc Thomas R. Wilkey/EAC/GOV@EAC; Juliet E.
Thompson/EAC/GOV@EAC
Subject Re: project [REDACTED]

Job-

Thanks for getting back to me with your August time schedule and availability. We have several candidates we are considering for this position and plan to interview them in the next 2-3 weeks.

Perhaps we will be able to arrange a date and time in late August, when you might be available to come to Washington to meet with the EAC staff and Commissioners. Let me know what dates and times work for you.

Regards-

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
tel:202-566-3123

"Job Serebrov" [REDACTED] >



"Job Serebrov"
[REDACTED]
07/21/2005 02:24 PM

To klynndyson@eac.gov
cc
Subject Re: project

Karen:

Getting to DC before the second week in August is not possible. First, there is no way that I could get a ticket in any acceptable price range that quick. More importantly, I am in the last month of my judicial clerkship and committed to the judge that I would be here until August 15th to finish all of my cases and anything else for this court term. My official last day is August 19th.

I think it may be a good idea for us to talk about this.

Regards,

Job


016239

--- klynndyson@eac.gov wrote:

> Job-
>
> I write to see if you might be available to come to
> Washington on Monday,
> August 1 to meet with several EAC staff and
> Commissioners to discuss the
> voter fraud/voter intimidation project and your
> possible work as a
> consultant on the project.
>
> I'd like to schedule this 1-2 hour meeting for
> sometime between 1 and 3 in
> the afternoon.
>
> Might you be available to come to Washington for
> this ?
>
> Regards-
>
> Karen Lynn-Dyson
> Research Manager
> U.S. Election Assistance Commission
> 1225 New York Avenue , NW Suite 1100
> Washington, DC 20005
> tel:202-566-3123
>

016240

Karen Lynn-Dyson/EAC/GOV
07/22/2005 01:02 PM

To "Stephen Ansolabehere"
<sda@MIT.EDU>@GSAEXTERNAL
cc
bcc
Subject Re: fraud consultation 

Hi Steve-

In the absence of being able to touch base via telephone-

The EAC is currently seeking several consultants who could work part-time for a six month period (Sept-Feb) to help the agency development a work plan and statement of work around a project the agency might do related to voter fraud and voter intimidation.

For a number of reasons the EAC is interested in involving several consultants in this initial look at the topic. This initial exploration will help the Agency determine how, if at all, it would want to put together a larger project that would be given to an institution or organization to conduct.

I am putting the finishing touches on a consultant statement of work and will send it out to you in the next week to ten days.

It is important for the EAC to contract with these consultants by early September so that they can begin work on this initial work plan before the end of the Federal fiscal year, which is September 30.

Do let me know a particular time and date when we might be able to speak to one another.

Regards-

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
tel:202-566-3123

"Stephen Ansolabehere" <sda@MIT.EDU>



"Stephen Ansolabehere"
<sda@MIT.EDU>
07/22/2005 08:25 AM

To klynndyson@eac.gov
cc
Subject fraud consultation

016241

Hi,

I got your phone messages, but missed you when I've called back. I've been in the office intermittently this month (family vacations), but I'm regularly on email. My email address is sda@mit.edu.

I would very much like to work with the EAC as you develop procedures for detecting fraud. Could you give me a sense of what you seek to do and what


time commitments and research would be involved?

I will be in DC at the end of August for the annual meeting of the American Political Science Association. I am personally very committed to helping the EAC succeed.

Steve Ansolabehere

016242

Karen Lynn-Dyson/EAC/GOV
07/25/2005 03:05 PM

To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc Thomas R. Wilkey/EAC/GOV@EAC
bcc
Subject Re: meeting 

Thanks Tova-

As I mentioned in my message, I'm putting the finishing touches on the Statement of Work and will get that to you shortly.

At the moment, we have several other consultant candidates for this project. Ideally, you all could/would work as a team on the project.

One of the candidates has suggested that we might be able to set up a series of conference calls in lieu of in-person interviews, that may prove very difficult to schedule in August.

I'm working on this as a possibility for that third week in August, as well.

Will be in touch.

Regards-

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

016243

Karen Lynn-Dyson/EAC/GOV

07/26/2005 01:30 PM

To Sheila A. Banks/EAC/GOV@EAC, Adam
Ambrogi/EAC/GOV@EAC, Amie J. Sherrill/EAC/GOV@EAC
cc Thomas R. Wilkey/EAC/GOV@EAC, Nicole
Mortellito/CONTRACTOR/EAC/GOV@EAC

bcc

Subject Conference call to "interview" potential voter
fraud/intimidation consultants

Hi All-

Well, I have the unhappy task of trying to identify a date and time when we might schedule a series of conference calls with the consultants we've identified as possible candidates to work on the voter fraud/intimidation project.

Since August is impossible and horrible in terms of everyone being in the same place, I thought it might be easier to try and schedule three calls--one hour each in duration-- in which the Commissioners could talk to these candidates.

I'd like to "start the bidding" for the week of August 15.

Actually, I happen to know that all of the candidates could be available August 22 or 23 at some point in the day.

Let me know if your folks could be available by phone at any of these days and times.

Thanks

K

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

016244

Karen Lynn-Dyson/EAC/GOV
07/26/2005 04:49 PM

To Thomas R. Wilkey/EAC/GOV@EAC
cc
bcc
Subject Re: Conference call to 'interview' potential voter
fraud/intimidation consultants

Oh- great. Sorry, I misunderstood. I'll let the Special Assistants know this.

K

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

Thomas R. Wilkey/EAC/GOV

Thomas R. Wilkey/EAC/GOV
07/26/2005 04:25 PM


To Karen Lynn-Dyson/EAC/GOV@EAC
cc
Subject Re: Conference call to 'interview' potential voter
fraud/intimidation consultants

Really I think it should be just the two of us.

016245

**Deliberative Process
Privilege**

Karen Lynn-Dyson/EAC/GOV
07/12/2005 05:38 PM

To Raymundo Martinez/EAC/GOV@EAC
cc Thomas R. Wilkey/EAC/GOV@EAC
bcc
Subject Re: Fw: Follow-up 

I think I should follow up and get resumes/cv for several of them and then we'll make a decision.

I'm not certain how well known or well respected our Republican pick is- but Julie seems to think well of him.

K

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

Raymundo Martinez/EAC/GOV

Raymundo
Martinez/EAC/GOV
07/12/2005 05:24 PM

To Thomas R. Wilkey/EAC/GOV@EAC, Karen
Lynn-Dyson/EAC/GOV@EAC
cc
Subject Fw: Follow-up

Tom/Karen:

Here is an email from Dan Lowenstein (presenter in LaJolla and co-editor of Election Law Journal) who made some suggestions on names for the voter fraud work we are trying to do. Perhaps a call to Bruce Cain at Berkeley would be appropriate.

Karen, what do you think?

RAY MARTINEZ III
Commissioner
U.S. Election Assistance Commission
1225 New York Avenue, N.W., Suite 1100
Washington, D.C. 20005

(202) 566-3100 (W)
(202) 566-3127 (FAX)
www.eac.gov

016246

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Karen Lynn-Dyson/EAC/GOV
07/13/2005 12:02 PM

To "Job Serebrov"
[REDACTED]@GSAEXTERNAL
cc Thomas R. Wilkey/EAC/GOV@EAC
bcc Raymundo Martinez/EAC/GOV@EAC; Juliet E.
Thompson/EAC/GOV@EAC
Subject Re: project [REDACTED]

Greetings, Job-

To be on the safe side let's say early next week.

I just got the feedback I have needed to move forward on this project and I need to do a little further research to finish up the project description.

Thanks for your patience-

Regards-

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

"Job Serebrov" [REDACTED] >



"Job Serebrov"

07/13/2005 09:57 AM

To klynndyson@eac.gov
cc
Subject project

Karen:

Are we still on track to have something on paper for the vote fraud project by this Friday?

Regards,

Job

016247

Karen Lynn-Dyson/EAC/GOV

07/18/2005 03:43 PM

To Thomas R. Wilkey/EAC/GOV@EAC, Carol A.
Paquette/EAC/GOV@EAC

cc

bcc Raymundo Martinez/EAC/GOV@EAC

Subject Scheduling voter fraud/voter intimidation interviews for
August 1

I've placed another call to Dr. Steve and still have not touched base with him.

I'd like to propose that, should I not hear from him by Wednesday of this week, we go ahead with the idea of a Job Sebarov/ Tova Wang consulting team to develop a project scope of work for the EAC around voter fraud and intimidation.

I'd like to further suggest that we bring them in for interviews with Ray, Paul and other key EAC staff on Monday August 1.

If we are able to line up Dr. Steve as a consultant on this project, I would suggest he also be brought in for an interview on this day.

Thoughts?


Thanks

K

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

016248

Karen Lynn-Dyson/EAC/GOV
07/19/2005 02:38 PM

To Thomas R. Wilkey/EAC/GOV@EAC
cc Carol A. Paquette/EAC/GOV@EAC
bcc
Subject Re: Scheduling voter fraud/voter intimidation interviews for
August 1 

Dr. Steve is out until the later part of this week. I think we should go ahead and schedule interviews for Job S. and Tova W. for August 1 in the afternoon.

Tom-

Could you contact Tova about this project, verify her interest and availability to serve as a 6 month part-time consultant on the project?

Tom and Carol-

Who should do the interviewing? Paul, Ray, Tom, Julie, others? Is this a panel interview or interviews with individual EAC staff? Shall we have them interview separately or together?

I will then check the schedules of the EAC interviewers to determine if August 1, say 2:00-4:00, works for them.


Thanks,

K

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
tel:202-566-3123

016249

Karen Lynn-Dyson/EAC/GOV
07/19/2005 02:41 PM

To "Job Serebrov"
[REDACTED]@GSAEXTERNAL
cc
bcc
Subject Re: project 

Job-


I'll be in touch on Thursday or Friday with next steps on how the EAC would like to proceed on this voter fraud/intimidation project.

Thanks for your patience.

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

016250

Karen Lynn-Dyson/EAC/GOV
07/19/2005 02:56 PM

To "Job Serebrov"
[REDACTED]@GSAEXTERNAL
cc
bcc
Subject Re: project 

Six months.

Amounts of contracts have not been determined but are likely to be substantial, given the topic/s and its importance.

There are likely to be several contracts- one to consultants and one to an organization.

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
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tel:202-566-3123

016251

Karen Lynn-Dyson/EAC/GOV

To Joseph D. Hardy/EAC/GOV@EAC

07/20/2005 12:39 PM

cc

bcc

Subject Voter Fraud/Voter Intimidation job description



voterfraud project manager.doc Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

016252

Karen Lynn-Dyson/EAC/GOV

06/21/2005 01:27 PM

To Raymundo Martinez/EAC/GOV@EAC

cc Gracia Hillman/EAC/GOV@EAC, Paul
DeGregorio/EAC/GOV@EAC, Thomas R.
Wilkey/EAC/GOV@EAC, Juliet E.

bcc

Subject Your recommendations for consultants to help frame EAC's
work on voter fraud and intimidation

Ray-

As was discussed yesterday- you will get me the names of consultants and organizations who you think will be good for us to consider employing as consultants to help us frame our work around voter fraud and intimidation.

Once I have a list of names and resumes, I will work with Tom Wilkey to come up with a recommendation of a consultant or consultants to use on this project.

Thanks for your input.


K

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

016253

Karen Lynn-Dyson/EAC/GOV
05/27/2005 10:23 AM

To Raymundo Martinez/EAC/GOV@EAC
cc
bcc

Subject Re: Job Description for a Voter Fraud Project Consultant 

Thanks, Ray. Paul said he would take a look at it over the weekend and get back to me. I would think he concurs that he wants to take the lead on this effort.

K

Karen Lynn-Dyson
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

016254

**Deliberative Process
Privilege**

Karen Lynn-Dyson/EAC/GOV

05/25/2005 12:55 PM

To Paul DeGregorio/EAC/GOV@EAC, Raymundo
Martinez/EAC/GOV@EAC

cc Juliet E. Thompson/EAC/GOV@EAC

bcc

Subject Job Description for a Voter Fraud Project Consultant

Commissioners-

Attached please find a first draft of a short job description outlining EAC's expectations for a project consultant on voter fraud.

As you are aware, Julie has shared with me the resume of someone with an interest in the position. Ray has indicated that he participates in a legal list-serve group that has recently focused on voter fraud issues. This list-serve is probably a good place to "advertise" the consultant opportunity.

Let me know you thoughts on next steps. I look forward to getting this project up and running.

Regards-

K



voterfraud project manager.doc

Karen Lynn-Dyson

Research Manager

U.S. Election Assistance Commission

1225 New York Avenue , NW Suite 1100

Washington, DC 20005

tel:202-566-3123

FOR T.C.
RE: VOTER FRAUD

016255

Job Description**U.S. Election Assistance Commission (EAC) Voter Fraud Project Consultant**

The U.S. Election Assistance Commission (EAC) seeks to identify a senior-level project consultant to assist with the oversight and development of a study and possible project examining U.S. election voter fraud.

The consultant must have a knowledge of voter fraud and an understanding of the complexities, nuances and challenges which surround the topic. The EAC is particularly interested in candidates with experience in elections, with public policy and the law. The consultant must be able to demonstrate an ability to approach the issue of voter fraud in a balanced, nonpartisan fashion.

This consultant, whose contract would run for the period June-November, 2005, would be responsible for conceptualizing a project scope of work around the issue and from that, developing a statement of work for a research project around the topic.

In consultation with EAC staff, EAC Commissioners, and other key EAC stakeholders, the consultant will develop a project plan around voter fraud. The consultant will recommend certain EAC project activities related to voter fraud and will develop a scope of work for an EAC research study on voter fraud. The consultant will oversee and manage various processes related to EAC contracts awarded for work related to voter fraud.

EAC's consultant fees are competitive and are awarded based on the candidates' relevant background and experience.

016256

**Deliberative Process
Privilege**



Raymundo
Martinez/EAC/GOV
05/27/2005 10:17 AM

To Karen Lynn-Dyson/EAC/GOV@EAC
cc
bcc

Subject Re: Job Description for a Voter Fraud Project Consultant

History:

This message has been replied to.

Karen:

I do have some changes to suggest to the language of this job description...I may not get to it this morning, but should get to it by early afternoon. Has Paul given you any comments on this?? Since Paul is the one pushing for this study to be conducted, it seems to me that he should do the "heavy lifting" on moving this forward. Just a thought.

I'll get back to you this afternoon.

Thanks.

RAY MARTINEZ III
Commissioner
U.S. Election Assistance Commission
1225 New York Avenue, N.W., Suite 1100
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(202) 566-3127 (FAX)
www.eac.gov

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016257



"Job Serebrov"

05/20/2005 03:16 PM

To klynndyson@eac.gov

cc

bcc

Subject project

History:

✉ This message has been forwarded.

Dear Karen:

Thanks for calling about the potential voter fraud project. I spoke to Julie this morning and indicated that I had done some voter fraud research in the late 90s while proposing revisions in statutory language and criminal penalties for criminal election violations in Arkansas. I would be interested in the contract for this project.

I am looking forward to discussing the with you in the next few weeks.

Regards,

Job

016258

Raymundo
Martinez/EAC/GOV
06/22/2005 08:30 AM

To Karen Lynn-Dyson/EAC/GOV@EAC
cc Thomas R. Wilkey/EAC/GOV@EAC, Juliet E.
Thompson/EAC/GOV@EAC, Gracia
Hillman/EAC/GOV@EAC, Paul
bcc
Subject Voter Fraud

History:

✉ This message has been replied to.

Karen:

Per our discussion, I should have some names later today of possible academic researchers for the voter fraud/voter intimidation study. I assume you are collecting names from the other commissioners as well. Additionally, I ran across the article below in today's Seattle Times...

Wednesday, June 22, 2005, 12:00 A.M. Pacific

6 accused of casting multiple votes

By Keith Ervin

Seattle Times staff reporter

Criminal charges have been filed against six more King County voters for allegedly casting more than one ballot under a variety of circumstances in last November's election, prosecutors said yesterday.

Two defendants, William A. Davis of Federal Way and Grace E. Martin of Enumclaw, were accused of casting absentee ballots in the names of their recently deceased spouses, Sonoko Davis and Lawrence Martin, respectively.

A mother and daughter were also charged with casting a ballot in the name of the mother's dead husband. The mother, Harline H.L. Ng, and her daughter, Winnie W.Y. Ng, both of Seattle, signed their names as witnesses to the "X" marked on the ballot of Jacob Ng, who had died in February 2004.

Jared R. Hoadley of Seattle was accused of casting a ballot in the name of Hans Pitzen, who had lived at the same Seattle address as Hoadley and who died last May.

Dustin S. Collings, identified as a homeless Seattle resident, was charged with casting two ballots, both using the alias of Dustin Ocoilain, a name that was listed twice on the voter-registration rolls.

The defendants are charged with repeat voting, a gross misdemeanor that carries possible jail time of up to one year and a fine of up to \$5,000.

016259

Election officials asked prosecutors to investigate the voters after news reporters and a blogger reported that they may have voted twice. The voters will be arraigned July 5 in King County District Court.

Two other voters previously received deferred sentences — and avoided jail time — after they pleaded guilty to charges of repeat voting.

The King County Sheriff's Office is investigating several other cases, prosecutors reported yesterday. The investigations resulted from the intense scrutiny surrounding the governor's election in which Democrat Christine Gregoire defeated Republican Dino Rossi by 129 votes after he narrowly won two earlier vote counts.

After the November election, prosecutors also successfully challenged the voter registrations of 648 felons whose right to vote had not been restored.

Keith Ervin: 206-464-2105 or kervin@seattletimes.com

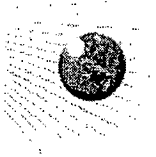
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016260



Paul DeGregorio/EAC/GOV
06/22/2005 05:35 PM

To Karen Lynn-Dyson/EAC/GOV
cc
bcc
Subject another article on voter fraud

I assume you saw this in the post.

Advertisement

washingtonpost.com

Vote Buying a Way of Life in W.Va. County

By LAWRENCE MESSINA
The Associated Press
Monday, June 20, 2005; 5:09 PM

HAMLIN, W.Va. -- According to political lore, just before John F. Kennedy's momentous win in the 1960 West Virginia primary, the Democratic boss of Logan County asked the Kennedy campaign for "35" _ meaning \$3,500 _ to buy votes for the presidential candidate. In an apparent misunderstanding, Kennedy's people delivered \$35,000 in cash in two briefcases.

West Virginia's coal country has a long and rich history of vote-buying_ which explains why many folks in Lincoln County all but shrugged over the indictment last month of five people on federal charges they secured votes for liquor or a \$20 bill or two.

Sharrell Lovejoy, 83, said he has heard rumors of vote-buying since he opened his Bobcat Restaurant on Hamlin's main drag, in 1948.

"It's gone on for ages," said Lovejoy, behind his diner's hand-cranked register. "I'm sure they're still doing it. They're just more careful about it."

As with past election fraud probes, the latest case targets solely Democrats, who dominate the voter rolls and local governments through the region. In Lincoln County, population 22,100, Democrats outnumber Republicans 4-to-1; the indictment focuses largely on the party's primary elections, going back to 1990.

Not that the GOP has clean hands. Republican former Gov. Arch Moore pleaded guilty to five corruption-related charges in 1990, including one that alleged he spent \$100,000 in unreported campaign cash during his successful 1984 campaign.

"This seems to be something that is just in the blood of people in southern West Virginia. They're always looking for ways to get away with this," said Ken Hechler, who fielded election fraud complaints as West Virginia's secretary of state from 1985 to 2000.

With Hechler's help, a state-federal task force secured more than two dozen election-related

016261

convictions in Mingo County in the 1980s. Ensnared officials included a former sheriff, a county commissioner, a school board president and a Democratic Party chairman.

In the 1990s, politicians in neighboring Logan County found themselves on the defensive. Two state legislators, the county assessor and a Circuit Court judge, among others, went to jail on corruption charges that included vote-buying.

Federal investigators revisited Logan County last year. The sheriff and a city police chief resigned and pleaded guilty to exchanging money for votes. Three other people were convicted on related charges.

The current case targets Circuit Court clerk Greg Stowers, 48, the son of Lincoln County's longtime Democratic Party chairman; his deputy, Clifford Odell "Groundhog" Vance, 49; Jackie David Adkins, 36, a state highway worker; Wandell "Rocky" Adkins, 49, no relation; and Toney "Zeke" Dingess, 34.

All five have pleaded not guilty. The defense alleges that two convicted felons used by the government as informants lied to investigators to avoid stiff sentences on weapons charges.

The defense also says the government used illegal tactics during its investigation, intimidating voters by filming at polling places and trailing voters home. Prosecutors countered that the U.S. Justice Department's Public Integrity Section approved the investigators' techniques.

Prosecutors allege the defendants enlisted precinct captains to pay off voters and hand out slates listing the preferred candidates. Most votes were bought for \$20 apiece, prosecutors said. The indictment also said Stowers drove to Kentucky and filled his pickup truck with booze for distribution to voters during the 1994 primary.

The indictment cites 16 voters who were allegedly paid off. Prosecutors have not said just how many voters, all told, were supposedly bought or how much was spent, but said the conspirators assembled \$25,000 for one election alone to bribe voters.

The evidence includes footage from a hidden camera and microphone that informant Wayne Watts wore during the 2004 primary as he tried to get people to talk about buying votes.

"Man," Watts is heard muttering as he walks away from one group of locals who professed to know nothing about money and candidate lists changing hands, "this ain't no way to run an election."

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Vice Chairman
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pdegregorio@eac.gov
www.eac.gov

016263



U.S. ELECTION ASSISTANCE COMMISSION
1225 New York Ave. NW - Suite 1100
Washington, DC 20005

MEMORANDUM FOR THE RECORD

Date: November 1, 2005

From: Karen Lynn Dyson

Re: Communication of Award of Contracts EAC 05-66 and EAC 05-67, Personal Services Contracts with Tova Wang and Job Serebrov

In late August and early September 2005 a series of emails and phone calls were exchanged with Job Serebrov and Tova Wang in order to communicate the details of personal services contracts that were awarded to them. The substance of these e-mails and phone calls related to Mr. Serebrov and Ms. Wang's contracts, described the various services they would perform for EAC related to researching and possibly developing a future project that would study and analyze voting fraud and intimidation. These emails included transmitting a statement of work that would govern their work as well as emails and phone calls to establish a kick-off meeting that would provide information to them so that Mr. Serebrov and Ms. Wang could begin work.

Since that time, Ms. Wang and Mr. Serebrov have engaged in substantial work on this project. This has included developing, outlining and providing to EAC staff, a work plan for the project, meeting and conversing with one another to discuss the focus and work of the project, interviewing prospective persons who would serve on the project's review panel and presenting this initial list of persons to the EAC to be considered as members of this project review panel who would assess and review the project's work.

016264

**Deliberative Process
Privilege**

Statement of Work

Assistance with developing an Election Assistance Commission (EAC) Voting Fraud and Voter Intimidation Project

(Job Serebrov)

Background

Section 241 of HAVA enumerates a number of periodic studies of election administration issues in which the U.S. Election Assistance Commission may elect to engage. In general "On such periodic basis as the Commission may determine, the Commission shall conduct and make available to the public studies regarding the election administration issues described in subsection (b)"

Sections 241(b) (6) and (7) list the following election administration issues:

(6) Nationwide statistics and methods of identifying, deterring and investigating voting fraud in election for Federal offices.

(7) Identifying, deterring and investigating methods of voter intimidation.

Building on this HAVA reference to studies of voting fraud and voter intimidation, the EAC Board of Advisors has indicated that further study of these issues to determine how the EAC might respond to them is a high priority.

The U.S. Election Assistance Commission (EAC) seeks to identify one or more senior-level project consultants to develop various project activities and studies related to voting fraud and voter intimidation affecting Federal elections.

The consultant(s) must of have knowledge of voting fraud and voter intimidation along with an understanding of the complexities, nuances and challenges which surround the topics. The EAC is particularly interested in candidates with experience in elections, with public policy and with the law. The consultant (s) must be able to demonstrate an ability to approach the issues of voting fraud and voter intimidation in a balanced, nonpartisan fashion.

016265

Duties

The consultant(s), whose contract would run for the period September-February, 2005, would be responsible for the following.

1. Identifying what constitutes voting fraud and voter intimidation affecting Federal elections.
2. Performing background research, including Federal and state-by state administrative and case law review related to voting fraud and voter intimidation, and a review of current voting fraud and voter intimidation activities taking place with key government agencies, civic and advocacy organizations. A written summary of this research, and a copy of any source documentation used, will be presented to EAC.
3. Identifying, in consultation with EAC, and convening a working group of key individuals and representatives of organizations knowledgeable about the topics of voting fraud and voter intimidation. The working group's goals and objectives and meeting agendas will be vetted with key EAC staff.
4. Developing a project scope of work and a project work plan related to voting fraud and voter intimidation. The consultants (s) will develop a draft scope of work and project work plan for EAC's consideration based on research into the topics, the deliberations and findings of the working group, and the consultants' understanding of EAC's mission and agency objectives.
5. Authoring a report summarizing the key findings of this preliminary study of voting fraud and voter intimidation. The report will also include suggestions for specific activities that EAC may undertake to address these topics.

From this initial research and exploration of these topics the consultant (s) may be retained to help oversee follow-on research projects and contracts EAC may pursue on the topics of voting fraud and voter intimidation.

Special Considerations

Work for Hire. The services performed under the terms of this agreement are considered "work for hire," and any intellectual property or deliverables, including but not limited to, research, policies, procedures, manuals, and other works submitted; or which are specified to be delivered; or which are developed or produced and paid for by EAC, shall be owned exclusively by EAC, including copyright. EAC or its assignees have the exclusive right to reproduce all work products from this agreement without further payment to the Contractor.

016265

Terms and Conditions

The period of performance for this consulting contract is six months, with a fixed price ceiling of \$XXXXXX for labor. The consultant (s) is expected to work at least 200 hours in performing this work. The EAC estimates that the most efficient distribution of these hours would be as follows: XXXXX. The period of performance and level of effort can be revised in writing by mutual agreement of the EAC and the consultant, as required.

The Consultant is required to travel to the EAC Washington, D.C. offices on a periodic, as needed basis, throughout the duration of the contract. The Consultant will be reimbursed, at the Federal government rates, for hotel and ground transportation costs, other approved incidental expenses, and per diem costs while working on-site at the EAC offices. An estimated \$XXXXXX has been allocated for reimbursement for travel and other allowable expenses.

Invoicing

Invoices may be submitted monthly in equal payments for labor. Expenses claimed for reimbursement shall be itemized with appropriate receipts provided. Invoices shall be delivered to Ms. Diana Scott, Administrative Officer, U.S. Election Assistance Commission, 1225 New York Avenue, N.W., Suite 1100, Washington DC 20005.

Deliverables and Timetable

| Deliverable | Due Date |
|--|------------------|
| Draft project work plan (Phase I) | ASAP after award |
| Progress Reports to Contracting Officer's Representative (COR) | Monthly |
| A written summary of background research on voting fraud and voter intimidation. | TBD |
| Identifying and convening a working group knowledgeable about voting fraud and voter intimidation. | TBD |
| Developing a project scope of work and project work plan (Phase II) | TBD |
| Summary report describing key findings of this preliminary study of voting fraud and | TBD |

016267

**Deliberative Process
Privilege**

Karen Lynn-Dyson/EAC/GOV
09/20/2005 04:57 PM

To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc Thomas R. Wilkey/EAC/GOV@EAC, Gavin S.
Gilmour/EAC/GOV@EAC, Carol A.
Paquette/EAC/GOV@EAC
bcc
Subject Re: Voting Fraud and Intimidation contract

Tova-

The contracts are completed, although not formally signed by the Chair of the Commission (a formality)

As discussed, the contract will be for six months-September 26- February 28 for a fixed contract fee of \$50,000 plus and additional \$5,000 for expenses.

\$10,000 has been set aside in the FY 05 EAC budget to cover working group costs.

Gavin Gilmour will be the EAC staff project manager, to whom you and Job will be reporting.

Gavin should be in touch in the next day or so, with more details and specifics related to getting the project started.

Thanks

K
Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

"Tova Wang" <wang@tcf.org>



"Tova Wang"
<wang@tcf.org>
09/20/2005 04:38 PM

To klynndyson@eac.gov, nmortellito@eac.gov
cc
Subject

Hi Karen and Nicole,

I know you guys have been swamped, but I wanted to check in because I haven't heard from you and I am getting all sorts of information from Job, second hand. I would rather not operate that way. Is it the case that the contracts have been finalized? Can you give me a hint about the terms? When might I be seeing a copy? Thanks so much.

Best wishes,

Tova

016263

Tova Andrea Wang
Senior Program Officer and Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

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016269

Deliberative Process Privilege

Statement of Work

Assistance with developing an Election Assistance Commission (EAC) Voting Fraud and Voter Intimidation Project

(Tova Wang)

Background

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016270

| | |
|--------------------|--|
| voter intimidation | |
| | |

016271

Duties

The consultant(s), whose contract would run for the period September-February, 2005, would be responsible for the following.

1. Identifying what constitutes voting fraud and voter intimidation affecting Federal elections.
2. Performing background research, including Federal and state-by state administrative and case law review related to voting fraud and voter intimidation, and a review of current voting fraud and voter intimidation activities taking place with key government agencies, civic and advocacy organizations. A written summary of this research, and a copy of any source documentation used, will be presented to EAC.
3. Identifying, in consultation with EAC, and convening a working group of key individuals and representatives of organizations knowledgeable about the topics of voting fraud and voter intimidation. The working group's goals and objectives and meeting agendas will be vetted with key EAC staff.
4. Developing a project scope of work and a project work plan related to voting fraud and voter intimidation. The consultants (s) will develop a draft scope of work and project work plan for EAC's consideration based on research into the topics, the deliberations and findings of the working group, and the consultants' understanding of EAC's mission and agency objectives.
5. Authoring a report summarizing the key findings of this preliminary study of voting fraud and voter intimidation. The report will also include suggestions for specific activities that EAC may undertake to address these topics.

From this initial research and exploration of these topics the consultant (s) may be retained to help oversee follow-on research projects and contracts EAC may pursue on the topics of voting fraud and voter intimidation.

Special Considerations

Work for Hire. The services performed under the terms of this agreement are considered "work for hire," and any intellectual property or deliverables, including but not limited to, research, policies, procedures, manuals, and other works submitted; or which are specified to be delivered; or which are developed or produced and paid for by EAC, shall be owned exclusively by EAC, including copyright. EAC or its assignees have the exclusive right to reproduce all work products from this agreement without further payment to the Contractor.

016272

Terms and Conditions

The period of performance for this consulting contract is six months, with a fixed price ceiling of \$XXXXXX for labor. The consultant (s) is expected to work at least 200 hours in performing this work. The EAC estimates that the most efficient distribution of these hours would be as follows: XXXXX. The period of performance and level of effort can be revised in writing by mutual agreement of the EAC and the consultant, as required.

The Consultant is required to travel to the EAC Washington, D.C. offices on a periodic, as needed basis, throughout the duration of the contract. The Consultant will be reimbursed, at the Federal government rates, for hotel and ground transportation costs, other approved incidental expenses, and per diem costs while working on-site at the EAC offices. An estimated \$XXXXXX has been allocated for reimbursement for travel and other allowable expenses.

Invoicing

Invoices may be submitted monthly in equal payments for labor. Expenses claimed for reimbursement shall be itemized with appropriate receipts provided. Invoices shall be delivered to Ms. Diana Scott, Administrative Officer, U.S. Election Assistance Commission, 1225 New York Avenue, N.W., Suite 1100, Washington DC 20005.

Deliverables and Timetable

| Deliverable | Due Date |
|--|------------------|
| Draft project work plan (Phase I) | ASAP after award |
| Progress Reports to Contracting Officer's Representative (COR) | Monthly |
| A written summary of background research on voting fraud and voter intimidation. | TBD |
| Identifying and convening a working group knowledgeable about voting fraud and voter intimidation. | TBD |
| Developing a project scope of work and project work plan (Phase II) | TBD |
| Summary report describing key findings of this preliminary study of voting fraud and | TBD |

016273

| | |
|--------------------|--|
| voter intimidation | |
| | |

016274

**Deliberative Process
Privilege**

MEMORANDUM

TO: EAC Commissioners Hillman, DeGregorio, Martinez, Davidson
FROM: Thomas Wilkey, EAC Executive Director
DATE: September 16, 2005
RE: Consulting assistance with developing an Election Assistance Commission (EAC) Voting Fraud and Voter Intimidation Project

Background

"On such periodic basis as the Commission may determine, the Commission shall conduct and make available to the public studies regarding the election administration issues described in subsection (b)" Sections 241(b) (6) and (7) list the following election administration issues:

(6) Nationwide statistics and methods of identifying, deterring and investigating voting fraud in election for Federal offices.

(7) Identifying, deterring and investigating methods of voter intimidation.

Building on this HAVA reference to studies of voting fraud and voter intimidation, the EAC Board of Advisors has indicated that further study of these issues, to determine how the EAC might respond to them, is a high priority.

The U.S. Election Assistance Commission (EAC) has identified two senior-level project consultants to develop various project activities and studies related to voting fraud and voter intimidation affecting Federal elections. The consultants, whose contracts would run for the period September-February, 2005, would be responsible for helping the EAC identify what constitutes voting fraud and voter intimidation affecting Federal elections.

To accomplish this the consultants will: perform background research, including Federal and state-by state administrative and case law review related to voting fraud and voter intimidation, along with a review of current voting fraud and voter intimidation activities taking place with key government agencies, civic and advocacy organizations; in consultation with EAC, identify and convene, a working group of key individuals and representatives of organizations knowledgeable about the topics of voting fraud and voter intimidation; develop an EAC project scope of work and a project work plan related to

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voting fraud and voter intimidation and; author a report summarizing the key findings of this preliminary study of voting fraud and voter intimidation.

Recommendation

Attached is the Statement of Work for the voting fraud and voter intimidation project consultants. The consultant contract fees total \$110,000 (\$55,000 per person). An additional \$10,000 is allotted for the voting fraud and intimidation project working group. The total project amount is \$120,000.

016276

Statement of Work

Assistance with developing an Election Assistance Commission (EAC) Voting Fraud and Voter Intimidation Project

Background

Section 241 of HAVA enumerates a number of periodic studies of election administration issues in which the U.S. Election Assistance Commission may elect to engage. In general "On such periodic basis as the Commission may determine, the Commission shall conduct and make available to the public studies regarding the election administration issues described in subsection (b)"

Sections 241(b) (6) and (7) list the following election administration issues:

(6) Nationwide statistics and methods of identifying, deterring and investigating voting fraud in election for Federal offices.

(7) Identifying, deterring and investigating methods of voter intimidation.

Building on this HAVA reference to studies of voting fraud and voter intimidation, the EAC Board of Advisors has indicated that further study of these issues to determine how the EAC might respond to them is a high priority.

The U.S. Election Assistance Commission (EAC) seeks to identify one or more senior-level project consultants to develop various project activities and studies related to voting fraud and voter intimidation affecting Federal elections.

The consultant(s) must of have knowledge of voting fraud and voter intimidation along with an understanding of the complexities, nuances and challenges which surround the topics. The EAC is particularly interested in candidates with experience in elections, with public policy and with the law. The consultant (s) must be able to demonstrate an ability to approach the issues of voting fraud and voter intimidation in a balanced, nonpartisan fashion.

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Duties

The consultant(s), whose contract would run for the period September-February, 2005, would be responsible for the following.

1. Identifying what constitutes voting fraud and voter intimidation affecting Federal elections.
2. Performing background research, including Federal and state-by state administrative and case law review related to voting fraud and voter intimidation, and a review of current voting fraud and voter intimidation activities taking place with key government agencies, civic and advocacy organizations. A written summary of this research, and a copy of any source documentation used, will be presented to EAC.
3. Identifying, in consultation with EAC, and convening a working group of key individuals and representatives of organizations knowledgeable about the topics of voting fraud and voter intimidation. The working group's goals and objectives and meeting agendas will be vetted with key EAC staff.
4. Developing a project scope of work and a project work plan related to voting fraud and voter intimidation. The consultants (s) will develop a draft scope of work and project work plan for EAC's consideration based on research into the topics, the deliberations and findings of the working group, and the consultants' understanding of EAC's mission and agency objectives.
5. Authoring a report summarizing the key findings of this preliminary study of voting fraud and voter intimidation. The report will also include suggestions for specific activities that EAC may undertake to address these topics.

From this initial research and exploration of these topics the consultant (s) may be retained to help oversee follow-on research projects and contracts EAC may pursue on the topics of voting fraud and voter intimidation.

Special Considerations

Work for Hire. The services performed under the terms of this agreement are considered "work for hire," and any intellectual property or deliverables, including but not limited to, research, policies, procedures, manuals, and other works submitted; or which are specified to be delivered; or which are developed or produced and paid for by EAC, shall be owned exclusively by EAC, including copyright. EAC or its assignees have the exclusive right to reproduce all work products from this agreement without further payment to the Contractor.

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Terms and Conditions

The period of performance for this consulting contract is six months, with a fixed price ceiling of \$50,000 for labor. The consultant (s) is expected to work at least 450 hours in performing this work. The EAC estimates that the most efficient distribution of these hours would be for the consultant to work 20 hours per week. The period of performance and level of effort can be revised in writing by mutual agreement of the EAC and the consultant, as required.

The Consultant is required to travel to the EAC Washington, D.C. offices on a periodic, as needed basis, throughout the duration of the contract. The Consultant will be reimbursed, at the Federal government rates, for hotel and ground transportation costs, other approved incidental expenses, and per diem costs while working on-site at the EAC offices. A fixed price ceiling of \$5,000 has been allocated for reimbursement for travel and other allowable expenses.

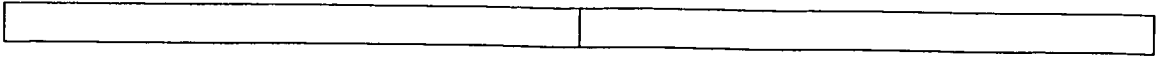
Invoicing

Invoices may be submitted monthly in equal payments for labor. Expenses claimed for reimbursement shall be itemized with appropriate receipts provided. Invoices shall be delivered to Ms. Diana Scott, Administrative Officer, U.S. Election Assistance Commission, 1225 New York Avenue, N.W., Suite 1100, Washington DC 20005.

Deliverables and Timetable

| Deliverable | Due Date |
|---|------------------|
| Draft project work plan (Phase I) | ASAP after award |
| Progress Reports to Contracting Officer's Representative (COR) | Monthly |
| A written summary of background research on voting fraud and voter intimidation. | TBD |
| Identifying and convening a working group knowledgeable about voting fraud and voter intimidation. | TBD |
| Developing a project scope of work and project work plan (Phase II) | TBD |
| Summary report describing key findings of this preliminary study of voting fraud and voter intimidation | TBD |

018279



016280

Karen Lynn-Dyson/EAC/GOV
09/22/2005 10:16 AM

To "Job Serebrov"
[REDACTED]>@GSAEXTERNAL
cc
bcc Diana Scott/EAC/GOV@EAC; Bola Olu/EAC/GOV@EAC
Subject Re:EAC project oversight by Gavin Gilmour [REDACTED]

Job-

I haven't, as yet, been able to get an answer for you.

I'm going to ask Gavin to pursue this for you.

Thanks

K

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

"Job Serebrov" [REDACTED]>



"Job Serebrov"
[REDACTED]
09/22/2005 10:01 AM

To klynndyson@eac.gov, wang@tcf.org
cc
Subject Re:EAC project oversight by Gavin Gilmour

Karen:

Were you able to get any answers as to my questions on salary? Specifically, when will we receive our first check and do we have to invoice for it or only for expenses, and if we need to invoice for salary, when do we need to mail, fax or e-mail the invoice so we are paid on time?

Job

--- klynndyson@eac.gov wrote:

> Job and Tova-
>
> As I think you both know, Gavin Gilmour, EAC's
> Deputy General Counsel,
> will be providing agency oversight for your project.
>
>
> Gavin will be in touch in the next day or so, to go

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> over next steps on
> this project. Also, I believe your contracts will
> be in the mail later
> today.
>
> Regards-
>
> Karen Lynn-Dyson
> Research Manager
> U.S. Election Assistance Commission
> 1225 New York Avenue , NW Suite 1100
> Washington, DC 20005
> tel:202-566-3123
>

016282

Karen Lynn-Dyson/EAC/GOV
09/26/2005 11:58 AM

To "Job Serebrov"
<[REDACTED]>@GSAEXTERNAL
cc Margaret Sims/EAC/GOV@EAC
bcc
Subject Re: Gavin [REDACTED]

You and Tova will be hearing from Peg Sims today.

Peg will be managing your project.

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

"Job Serebrov" <[REDACTED]>



"Job Serebrov"
[REDACTED]
09/26/2005 11:38 AM

To klynndyson@eac.gov
cc
Subject Gavin

Karen:

Still no work from Gavin. Can you remind him to
contact us. We are holding up travel plans as well as
project plans while we wait.

Regards,

Job

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[REDACTED]

[REDACTED]

[REDACTED]

**Deliberative Process
Privilege**

Karen Lynn-Dyson/EAC/GOV

To Nicole Mortellito/CONTRACTOR/EAC/GOV@EAC

cc Carol A. Paquette/EAC/GOV@EAC

09/16/2005 12:52 PM

bcc

Subject Voting fraud and intimidation project tally vote material

Here is the material for the voting fraud and intimidation project tally vote




voterfraud project consultant tally vote.doc voterfraud project consultantsow.doc
K

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

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**Deliberative Process
Privilege**

Karen Lynn-Dyson/EAC/GOV
09/15/2005 06:00 PM

To "Job Serebrov"
[REDACTED]@GSAEXTERNAL
cc
bcc
Subject Re: Schedule 

Job-

EAC staff is recommending that you and Tova serve as the project consultants on this project. Academic perspectives and balance on the issues will/should be achieved through the voting fraud and intimidation working group the two of you will manage.


EAC staff is recommending \$120,000 be allotted for this project at the it run from September 26- February 28, 2006.

Will have a final figure for you and Tova tomorrow afternoon, once the final budget figures have been negotiated.

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

016285

Karen Lynn-Dyson/EAC/GOV
09/09/2005 03:04 PM

To "Stephen Ansolabehere"
<sda@MIT.EDU>@GSAEXTERNAL
cc
bcc
Subject Re: consulting 

Steve-

Excuse my delay in responding. I've had several personal emergencies this week- they come in threes so I'm awaiting the third (smile)

Am working on your fee this afternoon. I don't think the EAC can offer a fee a nearly the rate you quote but I will have a firm figure to you in time for our conference call on Monday morning at 9:30.

Also, how was your wife's singing!!! What an honor! One day I'll have to bore you with my Fenway Park stories

Regards-

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

"Stephen Ansolabehere" <sda@MIT.EDU>



"Stephen Ansolabehere"
<sda@MIT.EDU>
09/08/2005 04:48 PM

To klynndyson@eac.gov
cc
Subject consulting

Hi Karen,


I haven't heard back from you about consulting fees and contracts for the fraud project.

Things seem to be moving ahead. Does that mean that the EAC has approved hiring me at my consulting rate of \$250/hour, \$2500/day?

Steve

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Karen Lynn-Dyson/EAC/GOV
09/13/2005 03:28 PM

To "Job Serebrov"
[REDACTED]@GSAEXTERNAL
cc wang@tcf.org, Diana Scott/EAC/GOV@EAC
bcc
Subject Re: Consulting fees 

Job-

Tell me again, what your normal compensation rates are (hourly, weekly or monthly). I thought you had sent me an e-mail on this but can't locate one.

Tom Wilkey and I must wrap this up by Thursday (so that we can commit the necessary funds).

You and Tova will know, by then, how we will be proceeding with the voting fraud consulting team and what your compensation will be.

Thanks for your patience.

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

016287

Karen Lynn-Dyson/EAC/GOV
09/15/2005 12:18 PM

To "Job Serebrov"
[REDACTED]@GSAEXTERNAL
cc
bcc
Subject Re: question [REDACTED]

Hi-

Tom and I just met on this. Will have a final answer to you and Tova by the end of today.

FYI- we are looking at a fixed price contract figure closer to the costs/fees you normally charge and to having you and Tova manage the project.

K

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

"Job Serebrov" [REDACTED]



"Job Serebrov"
[REDACTED]
09/15/2005 12:00 PM

To "Karen Lynn Dyson" <klynndyson@eac.gov>
cc
Subject question

Karen:

What time will you be getting with us today on our contracts. I do not want to be out when you do.

Job

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Statement of Work

Assistance with developing an Election Assistance Commission (EAC) Voter Fraud and Voter Intimidation Project

Background

Section 241 of HAVA enumerates a number of periodic studies of Election Administrations issues in which the U.S. Election Assistance Commission may elect to engage. Specifically, Section 241b 6 and 7 describe Election administration issues such as:

6. Nationwide statistics and methods of identifying, deterring and investigating voting fraud in election for Federal offices and
7. Identifying, deterring and investigation methods of voter intimidation.

Building on this reference to studies of voter fraud and voter intimidation, the EAC Board of Advisors has indicated a priority interest in further study of this issue to determine how the EAC might respond to it.

The U.S. Election Assistance Commission (EAC) seeks to identify senior-level project consultants to develop various project activities and studies related to U.S. election voter fraud and voter intimidation.

The consultant(s) must of have knowledge of voter fraud and intimidation along with an understanding of the complexities, nuances and challenges which surround the topics. The EAC is particularly interested in candidates with experience in elections, with public policy and the law. The consultant (s) must be able to demonstrate an ability to approach the issues of voter fraud and intimidation in a balanced, nonpartisan fashion.

Duties

The consultant (s), whose contract would run for the period September-February, 2005, would be responsible for the following.

1. Performing background research, including a state-by state administrative and case law review related to voter fraud and intimidation, and a review of current voter fraud and intimidation activities taking place with key government agencies, civic and advocacy organizations. This review will be summarized and presented to the EAC.

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2. Identifying and convening a working group of key individuals and organizations knowledgeable about the topics of voter fraud and intimidation. The list of working group members and the methods used to identify the groups members will be shared with EAC staff prior to the confirmation of the working group. The working group's goals and objectives and meeting agendas will be vetted with key EAC staff.
3. Developing a project scope of work and a project work plan related to voter fraud and intimidation. Based on research into the topics, the deliberations and findings of the working group, and the consultants' understanding of the EAC's mission and agency objectives, develop a draft scope of work and project work plan for the EAC's consideration.
4. Authoring a report summarizing the key findings of this preliminary study of voter fraud and intimidation. The report will also include suggestions for specific activities the EAC may undertake around these topics.

From this initial research and exploration of these topics the consultant (s) may be retained to help oversee follow-on research projects and contracts EAC may develop on the topics of voter fraud and intimidation.

Special Considerations

The Consultants will be required to sign a Non-Disclosure Agreement???

The Consultants are also required to sign a Conflict of Interest declaration???

Terms and Conditions

The period of performance for this consulting contract is six months, with a fixed price ceiling of \$XXXXXX for labor. The consultant (s) is expected to work at least 200 hours in performing this work. The EAC estimates that the most efficient distribution of these hours would be as follows: XXXXX. The period of performance and level of effort can be revised in writing by mutual agreement of the EAC and the consultant, as required.

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Job Description

**U.S. Election Assistance Commission (EAC) Voter Fraud and Voter Intimidation
Project Consultant**

The U.S. Election Assistance Commission (EAC) seeks to identify a senior-level project consultant to develop various project activities and studies related to U.S. election voter fraud and voter intimidation.

The consultant must have knowledge of voter fraud and intimidation along with an understanding of the complexities, nuances and challenges which surround the topics. The EAC is particularly interested in candidates with experience in elections, with public policy and the law. The consultant must be able to demonstrate an ability to approach the issues of voter fraud and intimidation in a balanced, nonpartisan fashion.

This consultant, whose contract would run for the period June-November, 2005, would be responsible for:

- Identifying and convening a working group of key individuals and organizations knowledgeable about the topics of voter fraud and intimidation;
- Developing a project scope of work and a project work plan related to voter fraud and intimidation;
- Authoring a report summarizing the key findings of this preliminary study of voter fraud and intimidation. The report will also include suggestions for specific activities the EAC may undertake around these topics.

From this initial research and exploration of these topics the consultant may be retained to help oversee research projects and contracts EAC may develop on the topics of voter fraud and intimidation.

EAC's consultant fees are competitive and are awarded based on the candidate's relevant background and experience.

016291

**Deliberative Process
Privilege**

Karen Lynn-Dyson/EAC/GOV

To Juliet E. Thompson/EAC/GOV@EAC

cc

11/01/2005 03:04 PM

bcc

Subject Chron memo on Job and Tova

Here is the revised memo.

Checked the files- Tally Vote was initiated September 16 and was due back on September 20.

Job and Tova asked about the status of their signed contract on September 20. A series of e-mails were exchanged around September 22 regarding who would be overseeing their contract-(Gavin, Peg, etc.)

Carol Paquette sent several internal e-mails with the altered Statement of Work on the voting fraud and intimidation project, starting on September 21.

Sorry you feel awful- this place just about does you in every October 1

:-)

Hang in there

K



chron for tova and job.doc Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

016292

**Deliberative Process
Privilege**

Karen Lynn-Dyson/EAC/GOV

08/16/2005 02:52 PM

To Carol A. Paquette/EAC/GOV@EAC, Diana
Scott/EAC/GOV@EAC, Margaret Sims/EAC/GOV@EAC
cc Juliet E. Thompson/EAC/GOV@EAC, Nicole
Mortellito/CONTRACTOR/EAC/GOV@EAC
bcc Thomas R. Wilkey/EAC/GOV@EAC
Subject Finishing touches on the Statement of Work for the Voter
Fraud/Intimidation consultants

All-

This morning the Commissioners approved the Statement of Work for the Voter Fraud/Voter Intimidation project consultants, with the caveat that some additional language would be added and the SOW polished up.

Tom, Peg and I are scheduled to interview the first candidate tomorrow morning at 10:00 am and will need your edits to this SOW by COB today.

I am attaching the item again, just in case you don't have a copy. Since I have an appointment out of the office and will be leaving at 4:00 today, I ask that you get your changes and edits to Nicole so that she may enter them and get the revised copy to the candidate first thing in the morning.

Thanks for your input on this.



voterfraud project consultants.2.doc

K

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

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Statement of Work

Assistance with developing an Election Assistance Commission (EAC) Voter Fraud and Voter Intimidation Project

Background

Section 241 of HAVA enumerates a number of periodic studies of Election Administrations issues in which the U.S. Election Assistance Commission may elect to engage. In general "On such periodic basis as the Commission may determine, the Commission shall conduct and make available to the public studies regarding the election administration issues described in subsection (b), with the goal of promoting methods of voting and administering elections...."

Specifically, Section 241b 6 and 7 describes Election administration issues such as:

6. Nationwide statistics and methods of identifying, deterring and investigating voting fraud in election for Federal offices and

7. Identifying, deterring and investigation methods of voter intimidation.

Building on this HAVA reference to studies of voter fraud and voter intimidation, the EAC Board of Advisors has indicated a priority interest in further study of these issues to determine how the EAC might respond to them.

The U.S. Election Assistance Commission (EAC) seeks to identify senior-level project consultants to develop various project activities and studies related to U.S. election voter fraud and voter intimidation.

The consultant(s) must of have knowledge of voter fraud and intimidation along with an understanding of the complexities, nuances and challenges which surround the topics. The EAC is particularly interested in candidates with experience in elections, with public policy and the law. The consultant (s) must be able to demonstrate an ability to approach the issues of voter fraud and intimidation in a balanced, nonpartisan fashion.

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Duties

The consultant (s), whose contract would run for the period September-February, 2005, would be responsible for the following.

1. Performing background research, including a state-by state administrative and case law review related to voter fraud and intimidation, and a review of current voter fraud and intimidation activities taking place with key government agencies, civic and advocacy organizations. This review will be summarized and presented to the EAC.
2. Identifying and convening a working group of key individuals and organizations knowledgeable about the topics of voter fraud and intimidation. The list of working group members and the methods used to identify the groups members will be shared with EAC staff prior to the confirmation of the working group. The working group's goals and objectives and meeting agendas will be vetted with key EAC staff.
3. Developing a project scope of work and a project work plan related to voter fraud and intimidation. Based on research into the topics, the deliberations and findings of the working group, and the consultants' understanding of the EAC's mission and agency objectives, the consultants will develop a draft scope of work and project work plan for the EAC's consideration.
4. Authoring a report summarizing the key findings of this preliminary study of voter fraud and intimidation. The report will also include suggestions for specific activities the EAC may undertake around these topics.

From this initial research and exploration of these topics the consultant (s) may be retained to help oversee follow-on research projects and contracts EAC may develop on the topics of voter fraud and intimidation.

Special Considerations

Work for Hire Agreement (insert language)

Terms and Conditions

The period of performance for this consulting contract is six months, with a fixed price ceiling of \$XXXXXX for labor. The consultant (s) is expected to work at least 200 hours in performing this work. The EAC estimates that the most efficient distribution of these hours would be as follows: XXXXX. The period of performance and level of effort can be revised in writing by mutual agreement of the EAC and the consultant, as required.

016295

Statement of Work

Assistance with developing an Election Assistance Commission (EAC) Voter Fraud and Voter Intimidation Project

Background

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Specifically, Section 241b 6 and 7 describes Election administration issues such as:

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Building on this HAVA reference to studies of voter fraud and voter intimidation, the EAC Board of Advisors has indicated a priority interest in further study of these issues to determine how the EAC might respond to them.

The U.S. Election Assistance Commission (EAC) seeks to identify senior-level project consultants to develop various project activities and studies related to U.S. election voter fraud and voter intimidation.

The consultant(s) must of have knowledge of voter fraud and intimidation along with an understanding of the complexities, nuances and challenges which surround the topics. The EAC is particularly interested in candidates with experience in elections, with public policy and the law. The consultant (s) must be able to demonstrate an ability to approach the issues of voter fraud and intimidation in a balanced, nonpartisan fashion.

016296

Duties

The consultant (s), whose contract would run for the period September-February, 2005, would be responsible for the following.

1. Performing background research, including a state-by state administrative and case law review related to voter fraud and intimidation, and a review of current voter fraud and intimidation activities taking place with key government agencies, civic and advocacy organizations. This review will be summarized and presented to the EAC.
2. Identifying and convening a working group of key individuals and organizations knowledgeable about the topics of voter fraud and intimidation. The list of working group members and the methods used to identify the groups members will be shared with EAC staff prior to the confirmation of the working group. The working group's goals and objectives and meeting agendas will be vetted with key EAC staff.
3. Developing a project scope of work and a project work plan related to voter fraud and intimidation. Based on research into the topics, the deliberations and findings of the working group, and the consultants' understanding of the EAC's mission and agency objectives, the consultants will develop a draft scope of work and project work plan for the EAC's consideration.
4. Authoring a report summarizing the key findings of this preliminary study of voter fraud and intimidation. The report will also include suggestions for specific activities the EAC may undertake around these topics.

From this initial research and exploration of these topics the consultant (s) may be retained to help oversee follow-on research projects and contracts EAC may develop on the topics of voter fraud and intimidation.

Special Considerations

Work for Hire Agreement (insert language)

Terms and Conditions

The period of performance for this consulting contract is six months, with a fixed price ceiling of \$XXXXXX for labor. The consultant (s) is expected to work at least 200 hours in performing this work. The EAC estimates that the most efficient distribution of these hours would be as follows: XXXXX. The period of performance and level of effort can be revised in writing by mutual agreement of the EAC and the consultant, as required.

016297

Karen Lynn-Dyson/EAC/GOV
07/01/2005 11:02 AM

To "Job Serebrov"
<[REDACTED]>@GSAEXTERNAL
cc Juliet E. Thompson/EAC/GOV@EAC, Thomas R.
Wilkey/EAC/GOV@EAC
bcc Paul DeGregorio/EAC/GOV@EAC; Raymundo
Martinez/EAC/GOV@EAC
Subject Re: project [REDACTED]

Job-

Thanks ever so much for following up. Indeed, the Commissioners have reviewed the issue and have agreed in principle, to an approach that would entail hiring a consultant or consultants to help the EAC study and frame the issues of voter fraud and intimidation.

The idea would be that after a period of time, the consultants, and, perhaps, a working group of the EAC, would make a series of recommendations on next steps for the agency to take regarding voter fraud and intimidation.

Thanks for your patience; I hope to have a definitive answer for you by mid-July at the latest.

Regards-

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

016298

Karen Lynn-Dyson/EAC/GOV

06/21/2005 12:03 PM

To Thomas R. Wilkey/EAC/GOV@EAC

cc Jeannie Layson/EAC/GOV@EAC

bcc

Subject Employing Tova Wang and others to start writing " Trends in Election Administration"

Tom and Jeannie-

At yesterday's research briefing, the Commissioners approved the concept of a series of scholarly articles that would cover various "Trends in Election Administration"

There was general agreement that the EAC would produce, by the end of this year, two of these articles that might be on topics such as early voting, restoration of felon rights, vote centers, etc.

I'd like to have a brief meeting the end of this week or the beginning of next with you, Jeannie and myself to go over some of the finer points of this idea and to put in place a process to get this project moving.

Shall we meet Friday morning at 11:00?

I'd like for us to identify the writers we want to use and the process we will use to determine the selection of topics for articles. As the Chair suggested, we should also discuss in some detail, the editorial guidelines we will use that will guide the work that our writers will do for us.

Thanks

K

Karen Lynn-Dyson
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tel:202-566-3123

016299

**Deliberative Process
Privilege**



Gracia Hillman /EAC/GOV

12/14/2006 12:07 PM

To "Paul DeGregorio" <pdegregorio@eac.gov>, "Donetta Davidson" <Ddavidson@eac.gov>, Thomas R. Wilkey/EAC/GOV@EAC, Juliet E. cc "Sheila Banks" <sbanks@eac.gov>

bcc

Subject People For

I know that People For the American Way delivered petitions to EAC about release of the Fraud report but I need to know what other communications EAC has had with People For about the study.

Was it represented on the study's working group? If so, by whom? Did they write to us and did we answer? Did anybody from there talk with anybody at EAC about the study and our work? Thanks.

Sent from my BlackBerry Wireless Handheld

016300

Donetta L.
Davidson/EAC/GOV
01/11/2007 09:32 AM

To Paul DeGregorio/EAC/GOV@EAC, Matthew
Masterson/EAC/GOV@EAC
cc
bcc

Subject Fw: Draft EAC report on Voter Identification

History: This message has been replied to.

Please print for Paul to take on the trip

— Forwarded by Donetta L. Davidson/EAC/GOV on 01/11/2007 09:30 AM —

Karen Lynn-Dyson/EAC/GOV

01/04/2007 04:27 PM

To Donetta L. Davidson/EAC/GOV@EAC, twilkey@eac.gov
cc

Subject Draft EAC report on Voter Identification

Chair Davidson and Tom-

You may recall that during your last Commissioner's meeting you requested that a draft of the EAC Voter ID report be ready by January 5. Attached please find the first draft of such a report that I have prepared, based on the Eagleton Voter ID report and study.

There are several points in the document where I raise questions about the data or Eagleton's findings from their analysis. Certainly, before we would publish this report, we would need Eagleton to review it and to verify that we have accurately represented their findings and conclusions.

Hopefully, this is a first good step towards publishing something on voter identification. I look forward to your suggestions for next steps.



EAC Voter ID Report.doc

K

Karen Lynn-Dyson
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Washington, DC 20005
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016301

EAC Report on Voter Identification

Executive Summary

The Help America Vote Act of 2002 (HAVA) authorizes the United States Election Assistance Commission (EAC) to conduct periodic studies of election administration issues. HAVA Section 303 (b) mandates that first time voters who register by mail are required to show proof of identity before being allowed to cast a ballot. The law prescribes certain requirements concerning this section, but also leaves considerable discretion to the States for its implementation. The EAC sought to examine how these voter identification requirements were implemented in the 2004 general elections and to prepare guidance for the states on this topic.

In May 2005 EAC entered into a contract with the Eagleton Institute of Politics at Rutgers, the State University of New Jersey and the Moritz College of Law at the Ohio State University to perform a review and legal analysis of state legislation, administrative procedures and court cases, and to perform a literature review on other research and data available on the topic of voter identification requirements. Further, the contractor was to analyze the problems and challenges of voter identification, to hypothesize alternative approaches and recommend various policies that could be applied to these approaches.

The contractor also performed a statistical analysis of the relationship of various requirements for voter identification to voter turnout in the 2004 election. Using two sets of data, aggregate turnout data at the county level for each state, and reports of individual voters collected in the November 2004 Current Population Survey conducted by the U.S. Census Bureau, the contractor found the overall relationship between the stringency of ID requirements and turnout to be fairly small, but statistically significant.

Based on The Eagleton Institute year-long inquiry into voter identification requirements EAC will implement one or more of the following recommendations:

- Further research into the connection between voter ID requirements and the number of ballots cast and counted;
- A state-by-state review of the impact that voter ID requirements are having on voter's participation;
- A state-by-state review of the relationship between ballot access and ballot security and the number of voters whose ballot is counted;
- A state-by-state review of time periods between voters casting of provisional ballots and the time allowed to return with an ID as well as a review of acceptable forms of identification other than photo ID.

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Introduction

This study was conducted at a time in which considerable attention is being paid to the issue of voter identification. Proponents of stricter identification requirements base their case on improving the security of the ballot by reducing opportunities for multiple voting or voting by those who are not eligible. The goal is to ensure that only those legally entitled to vote do so, and do so only once at each election. Opponents of stricter ID requirements seek to ensure board access to a regular ballot. There is a fear that some voters -- racial and ethnic minorities, young and elderly voters-- lack convenient access to required ID documents, or that these voters may be fearful of submitting their ID documents for official scrutiny.

This report considers policy issues associated with the voter ID debate. It examines the relationships between voter ID requirements and voter turnout along with the various policy implications of the issue.

Methodology of the Study

In May 2005, under contract with the EAC, the Eagleton Institute of Politics at Rutgers, the State University of New Jersey, and the Moritz College of Law at the Ohio State University undertook a review and legal analysis of state statutes, regulations and litigation concerning voter identification and provisional voting as well as a statistical analysis of the relationship of various requirements for voter identification to turnout in the 2004 election. The contract also included research and study related to provisional voting requirements. These research findings were submitted and reviewed by the EAC as a separate study.

The Eagleton Institute of Politics gathered information on the voter identification requirements in 50 states and the District of Columbia for 2004. Based on interpretations of state statutes and supplemental information provided through conversations with state election officials, state ID requirements were divided into five categories, with each category of identification more rigorous than the one preceding: stating name, signing name, signature match, presenting an ID, and the most rigorous, presenting a government photo ID. The Eagleton Institute also categorized and identified each state according to maximum and minimum identification requirements. Maximum requirements refer to the most that voters may be asked to do or show at the polling place. Minimum requirements refer to the most that voters can be required to do or show in order to cast a regular ballot. These definitions and the subsequent state-by-state analysis of voter identification requirements omitted those cases in which a particular voter's eligibility might be questioned using a state's voter ballot challenge process.

Two data sets were used to apply the criteria (variables) that were developed above: aggregate voter turnout data at the county level which was gathered from the EAC's 2004 Election Day Survey and; reports of individual voters collected through the November 2004 Current Population Survey administered by the U.S. Census Bureau. Use of EAC

016303

survey data and Census Bureau CPS data provided a way to cross-check the validity of the analysis and conclusions that would be drawn regarding the effect of voter ID requirements on voter turnout.

Study Oversight and Methodological Review

A draft of the Eagleton Institute report and findings on voter identification requirements was critiqued by a peer review group convened by the Eagleton Institute. A second review of the study's research and statistical methodologies was conducted using a group of research and statistical experts independently convened by the EAC. Comments and insights of the peer review group members were taken into account in the drafting of a study report although there was not unanimous agreement among the individual reviewers regarding the study findings and recommendations.

The Eagleton Institute of Politics Peer Review Group

R Michael Alvarez, California Institute of Technology
John C. Harrison, University of Virginia School of Law
Martha E. Kropf, University of Missouri-Kansas City
Daniel H. Lowenstein, University of California at Los Angeles
Timothy G. O'Rourke, Salisbury University
Bradley Smith, Capital University Law School
Tim Storey, National Conference of State Legislatures
Peter G. Verniero, former Attorney General, State of New Jersey

The EAC Peer Review Group

Jonathan Nagler, New York University
Jan Leighley, University of Arizona
Adam Berninsky, Massachusetts Institute of Technology

Summary of the Research

Maximum and Minimum Voter Identification Requirements

In order to analyze what, if any, correlation may exist between a State's voter identification requirements and voter turnout, the Eagleton Institute first coded a state according to how demanding its voter ID requirement was. The voter ID requirement, ranked from lowest to highest was as follows: stating one's name, signing one's name, matching one's signature to a signature on file, providing a form of identification and, providing a form of photo identification. Several possible caveats to this ranking system were noted. For all states which had photo identification requirements in 2004, voters

016304

without a photo ID were permitted to cast a regular ballot after signing an affidavit regarding his or her identity and eligibility. These voters were also allowed to provide other forms of ID. The researchers also noted that while each state may be assigned to a category, that categorization may not reflect the actual practice related to voter identification that may or may not have taken place at many polling places.

Research performed for this study by the Moritz College of Law found that states had five different types of **maximum** identification requirements in place on Election Day 2004. For the purposes of this study a requirement that called for a signed affidavit or the provision of other forms of ID was considered the most rigorous or the “maximum” requirement. At the polling place voters were asked to:

- State his or her name (10 states)
- Sign his or her name (13 states and the District of Columbia)
- Sign his or her name, which would be matched to a signature on file (seven states)
- Provide a form of identification that did not necessarily include a photo (15 states)
- Provide a photo identification (five states)

Using the same criteria, but applying them as **minimum** rather than maximum criteria for voting the research showed: **(check this section- it doesn't really make sense)**

- State his or her name (12 states)
- Sign his or her name (14 states and the District of Columbia)
- Matching the voter's signature to the signature on file (6 states)
- Provide a non-photo identification (14 states)
- Swear by an affidavit (4 states)

The results of the research are summarized in Table 1.

Election laws in several states offer exceptions to these ID requirements if potential voters lack the necessary form of identification. Laws in these states set a minimum requirement that a voter may be required to satisfy in order to vote using a regular ballot. In 2004 none of the states required photo identification as a minimum standard for voting with a regular ballot. That is, voters who lacked photo ID were allowed to vote in all states, if he or she was able to meet another ID requirement.

The Relationship of Voter Identification Requirements to Voter Turnout

A statistical analysis examining the variation in turnout rates based on the type of voter ID required by each state in the 2004 election was conducted using two sets of data: 1) aggregate turnout data at the county level for each state (compiled by the Eagleton Institute of Politics-**footnote about how they collected the data**) and 2) individual level survey data included in the November 2004 Current Population Survey (CPS), conducted by the U.S. Census Bureau.

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The analysis looked at the voter identification requirements as a continuous variable and as a series of discrete variables. As a continuous variable the maximum voter identification requirements were ranked according to how demanding they were judged to be, with photo identification considered to be the most demanding requirement (**what about affidavit????**). Used as discrete variable, the statistical analysis considered stating the name as the least demanding ID requirement; the other ID requirements were then compared to that requirement.

Aggregate-level statistical analysis

The statistical analysis performed by the Eagleton Institute of Politics found that when averaging across counties in each state, statewide turnout is negatively correlated to maximum voter identification requirements ($r = -.30$, p less than .05). When a statistical analysis is performed on the other minimum voter ID requirements (with affidavit being the most demanding requirement), the correlation between voter identification and turnout is negative, but not statistically significant ($r = -.20$, $p = .16$). These findings would suggest that the relationship between turnout rates and minimum requirements may not be linear.

The aggregate data show that 60.9 percent of the estimated citizen voting age population voted in 2004. Taking into account the maximum requirements, an average of 64.6 percent of the voting age population turned out in states that required voters to state their names, compared to 58.1 percent in states that required photo identification. A similar trend was found when analyzing minimum ID requirements. Sixty-three percent of the voting age population turned out in states requiring voters to state their name, compared to 60.1 percent in states that required an affidavit from voters. This analysis showed there was not a clear, consistent linear relationship between turnout and minimum identification requirements.

(insert table 2- Variation in 2004 State Turnout Based on Voter Identification Requirements)

Multivariate models of analysis using aggregate-level data

The Eagleton Institute of Politics performed an additional analysis that would estimate the effects of voter identification requirements, that took into account the electoral context in 2004 and, the demographic characteristics of the population in each county. The model also considers such variables as whether or not the county was 1) in a presidential battleground state, 2) if the county was in a state with a competitive race for government and/or the U.S. Senate, 3) the percentage of voting-age population in each county that was Hispanic or African-American 4) the percentage of county residents age 65 and older, 5) the percent of county residents below the poverty line, and 6) the number of days between each state's registration deadline and the election.

016306

The results of this statistical modeling and subsequent analysis indicated that the stricter voter ID requirements of matching a voter's signature to a signature on file or with presenting a non-photo identification are associated with lower voter turnout when compared to voter turnout in states that required voters to simply state his or her name. These conclusions were reached when variables 1-5 listed above were held constant.

Other results from the Eagleton Institute analysis of stricter voter identification requirements showed that:

- Increased voter turnout was associated with whether the county was in a battleground state or whether that state have a competitive race for governor and/or U.S.Senate.
- A slight negative effect on turnout was correlated with those state's with a longer time between the closing date for registration and the election.
- Voter turnout declined as the percentage of Hispanics in a county's population increased.
- Higher turnout (and a positive correlation) was associated with a higher percentage of senior citizens and household median income.
- The percentage of African-Americans in the county did not have a significant effect on turnout.

The Eagleton Institute analysis of minimum voter identification requirements showed that:

- A relationship between minimum voter ID requirements and turnout was not demonstrated.
- Battleground states and those with competitive state races had a significant and positive correlation to turnout.
- A higher percentage of senior citizens in the county and higher household median income were associated with higher turnout and showed a positive correlation to turnout.
- The percentage of Hispanics in the county was associated with reduced turnout.
- The increased number of days between the closing date for registration was associated with reduced turnout.

The analysis of these aggregate, county-level data showed a significant correlation, between maximum voter identification requirements (a signature match and non-photo

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identification, but not a photo identification) and lower turnout in the 2004 election. This correlation was also significant when compared to the minimum voter ID requirement of the voter simply having to state his or her name.

Multivariate analysis using individual level turnout data

This analysis which used November 2004 Current Population Survey data conducted by the U.S. Census Bureau is based on reports from self-described registered voters. Not included in the analysis are persons who said they are not registered to vote, those who said they cast absentee ballots and those who said they were not U.S. citizens. The CPS' Voting and Registration Supplement consisted of interviews, either by telephone or in person, with 96,452 respondents. (**why is the N is Table 3 54,973?**)

In addition to the five maximum voter identification requirements (enumerated on page XX) the analysis performed included other socioeconomic, demographic and political factors that could have influenced turnout in the 2004 election. These independent variables were analyzed against the dependent variable of whether or not the respondent said he or she voted in the November 2004 election.

In this analysis three of the voter identification requirements were shown to have a statistically significant correlation with whether or not the survey respondents said they have voted in 2004. Lower voter turnout was associated with:

- those states with maximum voter requirements to sign one's name,
- those states with maximum voter requirements to provide a non-photo ID or photo ID, or
- those states with the minimum voter requirement to swear by an affidavit in order to cast a ballot without the state-required identification

Increased voter turnout showed:

- A significant correlation with the competitiveness of the Presidential race **(explain)**.
- African-American voters were more likely than white or other voters to say they have voted.
- Income and marital status were positive predictors of voting **(high income or low income, single, married?)**,
- Women were more likely to say they voted than men.
- Those ages 45 to 64 and 65 and older were more likely to say they voted than those ages 18 to 24.
- Those who earned a high school diploma, attended some college, graduated from college or attended graduate school were more likely to say they have voted than those who had not finished high school.

Analysis of the predicted probability of voter turnout using the individual data

Using this Census Bureau Current Population Survey data the Eagleton Institute of Politics performed an additional statistical analysis in which they calculated the effect of various independent variables on the probability that a respondent said he or she voted. This analysis, involving 54,973 voters cross-tabulated the maximum and minimum voter identification requirements in each state with the five levels of voting requirements: stating name, signing name, matching the signature, a non-photo ID, photo-ID signing an affidavit. The results of these **Predicted Probability of Voter Turnout for all Voter** tabulations are summarized in Table 3 below:

From this analysis, the Eagleton Institute of Politics found that three of the voter identification requirements (**which ones?**) exerted a statistically significant, negative effect on whether or not the CPS survey respondents said they had voted in 2004. That is, compared to states that require voters to only state their name, those states which require the voter to sign his or her name, to provide a non-photo ID, or to provide a photo ID as a maximum requirement, were shown to have a negative influence on turnout. Also, a negative influence on turnout was found when comparing those states that require voters to only state their name, as compared to those states which have as a minimum requirement for verifying voter ID, signing an affidavit.

This probability analysis also found that the competitiveness of the presidential race had a significant effect on turnout as well as some significant demographic and educational effects. For the entire voting population signature, non-photo identification and photo identification requirements were all associated with lower turnout rates compared to the requirements that voter simply state their names. The analysis further found that:

- The predicted probability that Hispanics would vote in states that required non-photo identification was about 10 percentage points lower than in states where Hispanic voters gave their names and that Hispanic voters were less likely to vote in states that required non-photo identification as opposed to only having to state one's name.
- Hispanic voters were 10 percent less likely to vote in non-photo identification states compared to states where voters only had to give their name. African American and Asian-American voters were about 6 percent less likely, while white voters were about 2 percent less likely.
- Asian-American voters were 8.5 percent less likely to vote in states that required non-photo identification compared to states that require voters to state their names under the maximum requirements, while they were 6.1

percent less likely to vote where non-photo identification was the minimum requirement.

- For those with less than a high school diploma, the probability of voting was 5.1 percent lower in states that required photo identification as the maximum requirement and 7 percent lower in those states that required an affidavit as the minimum requirement. These percentages were arrived at when comparing these states to ones that use as a minimum or maximum requirement, the voter to merely state his or her name.

Conclusions from the statistical analysis

The statistical analysis found that as voter identification requirements vary, so do voter turnout rates. These findings were borne out through analyses conducted on aggregate data and individual-level data. There were, however, some distinctions found depending upon whether or not the state's particular voter identification requirements were set as minimums or maximums.

- The overall relationship between voter identification requirements and turnout for all registered voters was found to be small but statistically significant.
- Using the aggregate data the signature match and the non-photo identification requirement correlated with lower turnout. The photo identification requirement did not have a statistically significant effect.
- In the individual-level data the signature, no-photo identification and photo identification requirement were all correlated with lower turnout when compared to the requirements that voter simply state their names.
- Across various demographic groups (African-Americans, Asian-Americans and Hispanics) a statistically significant relationship was found between the non-photo identification requirement and voter turnout

Caveats to the Analysis

The Eagleton Institute for Politics and the EAC make note that while this analysis is a good beginning, significant questions remain regarding the relationship between voter identification requirements and turnout. These analyses are unable, for example, to capture how or why identification requirements might lower turnout. That is, is it because voters are aware of the identification requirements and stay away from the polls because of them? Alternatively, do the requirements result in some voters being turned away when they cannot provide the identification, or must cast a provisional ballot?

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Knowing more about the “on the ground” experience of voters regarding various identification requirements will guide state and local level policy makers in their efforts to educate voters about the requirements. These experiences could also help instruct election judges on how to handle questions and possible disputes over voter identification requirements.

Public Policy and Administrative Considerations

Voter Identification, often described as the critical step in protecting the integrity of the ballot, is a process which can ensure that the potential voter is eligible and, if eligible, is permitted to cast one ballot. A voting system that requires voters to produce an identification document or documents may prevent the ineligible from voting, but also may prevent the eligible from casting a ballot.

Evaluating the effect of different voter identification regimes can be most effective when based on clear legal, equitable and practical standards. The questions outlined below might point policymakers to standards that can be created around voter identification requirements.

1. Is the voter ID system designed on the basis of valid and reliable empirical studies the will address concerns regarding certain types of voting fraud?
2. Does the voter ID requirement comply with the letter and spirit of the Voting Rights Act?
3. How effective is the voter ID requirement on increasing the security of the ballot and can it be coordinated with the statewide voter registration database?
4. How feasible is the voter identification requirement? That is, are there administrative or budgetary considerations or concerns? How easy or difficult will it be for pollworkers who must administer the requirement?
5. How cost effective is the voter ID system? That is, what are the monetary and non-monetary costs to the voter and to the state for implementing the ID system?
6. If voter ID requirements are shown to reduce voter turnout (generally, or with some particular groups), what possible steps should be taken to ameliorate this problem?

Recommendations and Next Steps

As the Federal agency charged with informing election officials and the public about various issues related to the administration of elections EAC believes it should, in its capacity as a supporter of elections research, undertake additional study into the topic of voter identification requirements and the implementation of them in the following ways:

- Longitudinal studies of jurisdictions that have changed voter identification requirements.

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- State-by-state and precinct-level analyses that will examine the correlations between various voter identification requirements and voter registration and turnout
- Alternative forms and methods for verifying a voter's identity.
- Continuing research into the connection between various voter identification requirements and the number of ballots cast and counted
- A continuing state-by-state update on changes to voter identification requirements.
- Continued collection of state-by-state data which will help examine the impact that voter identification requirements are having on the number of voters who are casting provisional ballots because of voter identification verification issues.

Appendix A: Summary of Voter Identification Requirements by State

Appendix B: Court Decisions and Literature on Voter Identification and Related Issue
Court Decisions

Appendix C: Annotated Bibliography on Voter Identification Issues

**Deliberative Process
Privilege**

Juliet E. Hodgkins/EAC/GOV
02/06/2007 03:53 PM

To "Davidson, Donetta" <ddavidson@eac.gov>, Gracia Hillman/EAC/GOV@EAC, Paul DeGregorio/EAC/GOV@EAC, Thomas R.

cc

bcc

Subject Questions for Eagleton

Commissioners,

Commissioner Davidson asked that I forward to each of you the following questions that I drafted at her request last week. She also asked that I let you know that she is interested in asking questions 3, 5, and 7.

1. What is meant by "statistically significant"? Please explain in plain language when a result is considered statistically significant. Also, please provide an academic definition of that term. How did you calculate the mean and standard deviations from the mean?
2. What data was used to derive these research findings?
3. Did you attempt to find information or data related to elections prior to 2004 in states that have voter identification requirements?
4. What other variables other than voter identification were tested? Contested race? Historical voter turnout? Weather? Media attention to the area? Candidate activities/campaign?
5. What was the impact (positive or negative) of these other factors on voter turnout?
6. How did you control these variables/factors when measuring the impact of voter ID on voter turnout or on prospective voter turnout? For example, did you only apply the factor to like circumstances – similar historical turnout, same level of contention in the races of the ballot, etc.
7. Would the study and your conclusions have been more reliable if additional data had been analyzed? Data such as voter turn out in states that have had voter ID in past Federal elections?
8. What data did you use to identify voter turnout?
9. What data did you use to identify whether people or groups of people were more or less likely to vote when identification is required?
10. Why did you use census data as opposed to data on registered voters? Doesn't census data also include information from people who are not registered voters and people who are not even eligible to be registered voters?

In addition to the questions above, I provided the following feedback to Commissioner Davidson concerning the draft report provided by Eagleton:

- I am troubled by the concept that Eagleton compared states as if they were equal. They assume that, all factors being equal, that the voter turn out in each state would be equal. I am not at all certain that this is the case. Further, there is no evidence that the statistician actually compared previous years' turnout in the same state to determine whether 2004 was some sort of anomaly for that state (high or low). Long story short, I am very skeptical of the data that they used to draw conclusions. We should ask questions about what data they used, how they parsed it, why they used the data, what other data could have been used to provide better, more reliable results.
- My second concern is how they (statistically speaking) differentiate between a minimum requirement

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(i.e. state name, photo i.d., etc) and a maximum requirement (i.e., state name, photo i.d., etc.). It makes no sense to me how they could possibly arrive at a different percentage for these requirement levels.

- My third issue is the persistent use of the phrases "ballot access" and "ballot integrity" without some definition or some explanation of what those concepts are.

Commissioner Davidson also asked that I ask some questions related to the first bullet, above, specifically relating to the comparison of states without validation that the state's turn out for 2004 was "normal" for that state as opposed to an anomaly.

Last, Commissioner Davidson asked that you all coordinate your selected questions to avoid having two commissioners wanting to ask the same question.

Please let me know if you have any questions or concerns about these questions or if I can explain my reasoning behind the questions.

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

016314

**Deliberative Process
Privilege**

Juliet E. Hodgkins/EAC/GOV
02/06/2007 03:53 PM

To "Davidson, Donetta" <ddavidson@eac.gov>, Gracia Hillman/EAC/GOV@EAC, Paul DeGregorio/EAC/GOV@EAC, Thomas R.

cc

bcc

Subject Questions for Eagleton

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5. What was the impact (positive or negative) of these other factors on voter turnout?
6. How did you control these variables/factors when measuring the impact of voter ID on voter turnout or on prospective voter turnout? For example, did you only apply the factor to like circumstances – similar historical turnout, same level of contention in the races of the ballot, etc.
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- My second concern is how they (statistically speaking) differentiate between a minimum requirement

016315

Margaret Sims/EAC/GOV
09/25/2006 12:36 PM

To Juliet E. Hodgkins/EAC/GOV@EAC, twilkey@eac.gov
cc Karen Lynn-Dyson/EAC/GOV@EAC
bcc

Subject Preparation for Vote Fraud Conference in Utah

History:

 This message has been replied to.

Matt (and Amy) are working on a speech for the Chairman to deliver at the Vote Fraud conference in Utah at the end of the week. Matt has asked for the consultants' definition of vote fraud/voter intimidation and the draft recommendations. As neither have been through full Commission review, I would like to speak with one or both of you before I drop this information in any one Commissioner's lap. Matt is looking for this information today. FYI, attached are copies of the consultants' definition and the draft recommendations from the consultants and others from the working group. Also attached is a summary of concerns expressed by the working group. --- Peggy



Fraud Project Definition-rev 6-27.doc



RECOMMENDATIONS - final2.doc



Working Group Recommendations final.doc



Key Working Group Comments and Observations AND concerns final.doc

016316

Margaret Sims/EAC/GOV

09/27/2006 12:51 PM

To bwhitener@eac.gov

cc Juliet E. Hodgkins/EAC/GOV@EAC, Karen
Lynn-Dyson/EAC/GOV@EAC

bcc

Subject Status Report on Voting Fraud-Voter Intimidation Study

History:

✉ This message has been replied to and forwarded.

Bryan:

An electronic copy of the status report is attached, as requested for the USA Today inquiry. The status report includes the attachment listing the Working Group members. I suggest that you check to ensure that I have protected the copy against any manipulation, and protect it yourself if I have not, before sending it out to anyone. --- Peggy



EAC Boards VF-VI Status Report.doc

016317

Margaret Sims/EAC/GOV

06/27/2006 12:12 PM

To Jeannie Layson/EAC/GOV@EAC

cc twilkey@eac.gov, Karen Lynn-Dyson/EAC/GOV@EAC

bcc

Subject U.S. News & World Report

Jeannie

We suspect that someone from the Voting Fraud-Voter Intimidation Project Working Group has been talking to reporters, tipping them off about what we are finding in our preliminary study, and referring them to our consultants (although the information could have come from anyone on the EAC boards, too). Apparently, the U.S. News & World Report reporter who contacted me also contacted both consultants working on the project.

Based on my recommendation, Tova Wang and, possibly, Job Serebrov, who are on EAC personal services contracts for our voting fraud and voter intimidation research, will seek further clarification from you about what they can and cannot say to reporters and in public fora about vote fraud and voter intimidation and about EAC's research. I have previously advised Tova and Job not to discuss the work they are doing for us as this is EAC research, the Commissioners have not yet received and accepted the final report, and the Commission has not approved their speaking about the EAC research.

Tova plans to call you tomorrow (Tuesday, June 27) about the issue. In addition to the reporter's inquiry, she has been invited to speak on the subject at the summer conference of the National Association of State Legislatures. She has plenty of knowledge of the subject in her own right (apart from our study), but is having trouble differentiating between her own work and the work she is doing for us. Please, just let me know what you advise her to do.

--- Peggy

016318

Margaret Sims/EAC/GOV

07/17/2006 10:15 AM

To jthompson@eac.gov

cc twilkey@eac.gov, Karen Lynn-Dyson/EAC/GOV@EAC

bcc

Subject Voting Fraud-Voter Intimidation Draft Report

Julie:

I received pieces of the draft final report on voting fraud-voter intimidation this morning. If it is OK with you, I'll hold it until all I have all of the pieces, so that you can review it as a whole document. --- Peggy

016319

Jeannie Layson/EAC/GOV
03/13/2006 06:09 PM

To klynndyson@eac.gov
cc
bcc

Subject Fw: Standards Board and Study on Voting Fraud

History: This message has been replied to.

Karen,

I need info from you for question number 2.... Thanks.

----- Forwarded by Jeannie Layson/EAC/GOV on 03/13/2006 05:10 PM -----

"ROY SALTMAN" <roysaltman@msn.com>

03/13/2006 05:01 PM

To "Jeannie Layson" <jlayson@eac.gov>

cc

Subject Standards Board and Study on Voting Fraud

Dear Ms. Layson:

I have two questions about the 2005 Annual Report that you gave me.

(1) Who are, currently, the nine members of the Executive Board of the Standards Board?

(2) On p. 27 of the 2005 Annual Report, it states that EAC contracted with two consultants to conduct preliminary research on the issues of voting fraud and voter intimidation. Can you tell me who these organizations or individuals are, and when their reports might be available? If they are available now, how can I obtain them?

Regards,
Roy Saltman

016320



Laiza N. Otero/EAC/GOV
02/24/2006 08:56 AM

To Karen Lynn-Dyson/EAC/GOV@EAC
cc
bcc
Subject Re: Fw: Tova Wang/Job Serebrov/Improving Election Data
Collection Project--FY06 Budget

History: This message has been replied to.

Sounds good. Would later this afternoon work for you? Right now I'm working on the management guidelines with Brian. Let me know, thank you!

Laiza N. Otero
U.S. Election Assistance Commission
1225 New York Avenue, Suite 1100
Washington, DC 20005
(202)566-1707
Karen Lynn-Dyson/EAC/GOV

Karen Lynn-Dyson/EAC/GOV

02/24/2006 08:41 AM

To Laiza N. Otero/EAC/GOV@EAC
cc
Subject Fw: Tova Wang/Job Serebrov/Improving Election Data
Collection Project--FY06 Budget

FYI-

On the budget figure for Improving Election Data Collection

Also, when you're ready let's go through more of the detail on your proposed agenda.

For example, I'd like for us to have some presentations (brief) on various subject areas, so that folks have a basis for their discussion and conclusions.

As we discussed, I think we also will want to have some breakout working groups which focus on particular issues/areas of concern.

Let me know when you're ready to pursue.

K

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
tel:202-566-3123

----- Forwarded by Karen Lynn-Dyson/EAC/GOV on 02/24/2006 08:34 AM -----

Diana Scott/EAC/GOV
02/23/2006 05:04 PM

To Thomas R. Wilkey/EAC/GOV@EAC,
klynndyson@eac.gov@EAC, Margaret
Sims/EAC/GOV@EAC

016321

**Deliberative Process
Privilege**



Gracia Hillman/EAC/GOV
11/09/2005 12:40 PM

To Paul DeGregorio/EAC/GOV@EAC, Donetta L.
Davidson/EAC/GOV, Raymundo Martinez/EAC/GOV, Juliet
E. Thompson/EAC/GOV, Thomas R. Wilkey/EAC/GOV
cc Karen Lynn-Dyson/EAC/GOV

bcc

Subject Re: Call from Paul Vinovich

History: This message has been forwarded.

What Paul V said is NOT at all an accurate statement of what Tova said. I was there. This is very disappointing to read. I may call Mr. V myself.

I watched and heard what was said and by whom. I will be glad to brief you tomorrow morning.

Sent from my BlackBerry Wireless Handheld
Paul DeGregorio

From: Paul DeGregorio
Sent: 11/09/2005 11:28 AM
To: Gracia Hillman; Donetta Davidson; Raymundo Martinez; Juliet Thompson;
Thomas Wilkey
Cc: Karen Lynn-Dyson
Subject: Call from Paul Vinovich

I took a telephone call this morning from Paul Vinovich. He had attempted to reach Gracia, but since she was not here, he asked Sheila if I was in the office so he spoke to me.

Paul was very upset with comments that Tova Wang had made at yesterday's AEI's meeting in which she basically indicated that voter fraud did not exist in the USA. He asked how a person who believes that voter fraud does not exist--or not seem at least willing to listen to both sides--can be hired by the EAC to do a study on voter fraud/voter intimidation. I explained to Paul (as I have now had to explain to many others) that Tova was "balanced" on the study with Job Severbrov. He did not know Job but was well-aware of Tova's positions and was concerned that her public comments indicate that she will not be fair in looking at this issue. I explained to Paul that we were monitoring the work of our consultants on this study and no report would be issued publicly without the support of at least three commissioners. I sent him some background information on Job. I think this study will need close monitoring.

Paul DeGregorio
Vice Chairman
US Election Assistance Commission
1225 New York Ave, NW
Suite 1100
Washington, DC 20005
1-866-747-1471 toll-free
202-566-3100
202-566-3127 (FAX)
pdegregorio@eac.gov
www.eac.gov

016322

**Deliberative Process
Privilege**



Gracia Hillman/EAC/GOV
11/09/2005 12:40 PM

To Karen Lynn-Dyson/EAC/GOV@EAC
cc
bcc
Subject Re: Draft Letter to Linda Lamone

History: This message has been replied to.

Tom's response was that the letter looked fine. Setting aside NAS, I wanted to make certain that pilot projects on list sharing were a part of our thinking on this study, irrespective of who handles the project for us. You will notice that I did not mention NAS in my letter to Linda.

Sent from my BlackBerry Wireless Handheld
Karen Lynn-Dyson

From: Karen Lynn-Dyson
Sent: 11/08/2005 05:22 PM
To: Thomas Wilkey
Cc: Sheila Banks; Bert Benavides
Subject: Re: Draft Letter to Linda Lamone

Tom-

I'll defer to you on this one since I'm not at all aware of how things have been left with NAS (what , if anything, has been said to Herb Lin) and what the timelines are for possibly working with him on the technology refresh project .

K
Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

016323

Carol A. Paquette/EAC/GOV
09/21/2005 07:45 PM

To klynndyson@eac.gov@EAC
cc
bcc
Subject SOW for voting fraud consultants

History: This message has been forwarded.

Karen -

Did some tightening up on language in this SOW. Let me know if you have any changes you want to make ASAP so this can go in for contract processing tomorrow. Thanks!



Wang consulting contract.doc

Carol A. Paquette
U.S. Election Assistance Commission
(202)566-3125 cpaquette@eac.gov

016324



"Job Serebrov"

09/06/2005 11:42 AM

To twilkey@eac.gov, klynndyson@eac.gov, sda@mit.edu,
wang@tcf.org, jthompson@eac.gov

cc

bcc

Subject Draft Schedule Proposal for Vote Fraud Group

History:

This message has been forwarded.

I have attached a draft proposed schedule of events
for our discussion today. Please keep in mind that
this is only a proposal but I thought that we needed
somewhere to start from.

Regards,



Job Task Contractor Deadline EAC

016325

**Deliberative Process
Privilege**

Carol A. Paquette/EAC/GOV
09/01/2005 06:41 PM

To gvogel@eac.gov@EAC
cc klynndyson@eac.gov@EAC
bcc
Subject reference materials for vote count/recount RFP

Gaylin -

There are 3 files of reference materials for this RFP: the spreadsheet of vote definitions and two summaries of statutory provisions on recounts (which are not consistent in information provided, e.g., one provides statutory language without commentary - the other provides summarized commentary without statutory language). We need a brief paragraph to accompany each to explain what the Offeror can glean from it. For example, the spreadsheet on vote definitions has references in it such as "See pdf of Arkansas statutes in file.", "There is a pdf of the manual in the document folder", "See .doc in file." "I was not able to find copies of these manuals." So this is clearly an internal working draft, not really a final product. How would the Offeror use this in preparing their proposal? Similarly, the two disparate summaries of statutes on recounts - we need to explain that this is a preliminary collection of information and that the two files are different in terms of content. Again, how would the Offeror use this information in preparing their proposal? Also, the title that printed out on first file citing statutory language is not correct and needs to be changed. It currently reads "Voting System Certification by State as of April 22, 2005." There is no heading on the second file.

This is a voluminous amount of information. We need to think about whether it is needed for the preparation of proposals. I will be considering this point this evening when I review the SOW and proposal instructions. Would appreciate your thoughts on this tomorrow.

Carol A. Paquette
U.S. Election Assistance Commission
(202)566-3125 cpaquette@eac.gov

016326

Margaret Sims/EAC/GOV
08/16/2005 04:45 PM

To Karen Lynn-Dyson/EAC/GOV@EAC, Nicole
Mortellito/CONTRACTOR/EAC/GOV@EAC
cc
bcc
Subject Suggested Changes for Voting Fraud SOW

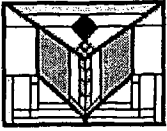
Karen and Nicole:

Please see suggested changes in the attached (highlighted as tracked changes). In some cases, I could only note that we should insert something to address a particular issue. I don't have specifics for the inserts because we have not had time to discuss or confirm exactly what should be added. --- Peggy



voterfraud project consultants.2changes.doc

016327



Adam Ambrogi/EAC/GOV
04/21/2005 05:29 PM

To klynndyson@eac.gov
cc gvogel@eac.gov
bcc
Subject Voter Fraud Research

You've probably seen this already, but I wanted to toss it your direction. It's an interesting report on the topic that Demos did last year. Might not be a bad starting point for ideas, ect.

Best,
Adam

Adam D. Ambrogi
Special Assistant to Commissioner Ray Martinez III
U.S. Election Assistance Commission
1225 New York Ave. NW - Suite 1100
Washington, DC 20005




202-566-3105 EDR_-_Securing_the_Vote.pdf

016328

**Deliberative Process
Privilege**

Margaret Sims /EAC/GOV
12/14/2006 12:40 PM

To Gracia Hillman/EAC/GOV@EAC
cc "Donetta Davidson" <Ddavidson@eac.gov>, "Jeannie Layson" <jlayson@eac.gov>, Juliet E. Thompson/EAC/GOV@EAC, "Karen Lynn-Dyson"
bcc
Subject Re: People For 

Commissioner Hillman:

PFAW was not represented on the Working Group for the Voting Fraud-Voter Intimidation research project. Also, I have had no communications with the organization about the study. I did work with Jeannie and Gavin on a response to PFAW's FOIA request for the study. Jeannie should have the final copy of that reply.

Peggy Sims
Election Research Specialist

Gracia
Hillman/EAC/GOV

12/14/2006 12:07
PMDear Commissioner
Hillman:

To "Paul DeGregorio" <pdegregorio@eac.gov>, "Donetta Davidson" <Ddavidson@eac.gov>, Thomas R. Wilkey/EAC/GOV@EAC, Juliet E. Thompson/EAC/GOV@EAC, Margaret Sims/EAC/GOV@EAC, "Jeannie Layson" <jlayson@eac.gov>, "Karen Lynn-Dyson" <klynn-dyson@eac.gov>
cc "Sheila Banks" <sbanks@eac.gov>
Subject People For
t

I know that People For the American Way delivered petitions to EAC about release of the Fraud report but I need to know what other communications EAC has had with People For about the study.

Was it represented on the study's working group? If so, by whom? Did they write to us and did we answer? Did anybody from there talk with anybody at EAC about the study and our work? Thanks.

Sent from my BlackBerry Wireless Handheld

016329



U.S. ELECTION ASSISTANCE COMMISSION

FAX COVER SHEET

Fax: 202/566-3127

Direct: 202/566-3100

Toll Free: 866-747-1471

DATE: November 23, 2005

TO: Craig Donsanto, U.S. Department of Justice

Fax Number: 202-514-3003

FROM: Peggy Sims

NUMBER OF PAGES (INCLUDING COVER PAGE): 3

MESSAGE

ORIGINAL TO FOLLOW BY MAIL.

083910



U.S. ELECTION ASSISTANCE COMMISSION
1225 NEW YORK AVENUE, N.W., SUITE 1100
WASHINGTON, D.C. 20005

OFFICE OF THE CHAIR

November 23, 2005

Craig C. Donsanto
Election Crimes Branch
U.S. Department of Justice
Bond Building
1400 New York Avenue, NW, 12th Floor
Washington, DC 20005

Dear Mr. Donsanto:

The U.S. Election Assistance Commission (EAC) has undertaken a short term project to research voting fraud and voter intimidation. As an expert in the prosecution of election crimes, your expertise and unique experience would be a valuable resource as we move forward. I am writing to ask if you will be available to advise and inform our efforts.

As you know, EAC is a federal agency established in accordance with section 201 of the Help America Vote Act of 2002 (HAVA), Public Law 107-252. HAVA requires EAC to conduct research regarding election administration issues. The election administration issues itemized in the statute include:

- Collecting nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for federal office [section 241(b)(6)]
- Identifying, deterring, and investigating methods of voter intimidation [section 241(b)(7)]

The EAC Board of Advisors, established in accordance with HAVA section 211, recommended that EAC place a high priority on these topics when initiating our research projects. Subsequently, EAC obtained the services of two consultants (Tova Wang and Job Serebrov) to:

- **Define Voting Fraud and Voter Intimidation** - develop a comprehensive description of what constitutes voting fraud and voter intimidation in the context of federal elections;
- **Research Available Resources** - perform background research (including federal and state administrative and case law review), identify

current activities of key government agencies, and civic and advocacy organizations regarding these topics, and summarize this research and all source documentation;

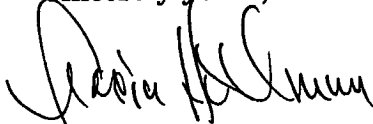
- **Establish a Project Working Group** - in consultation with EAC, establish a working group composed of key individuals and representatives of organizations knowledgeable about voting fraud and voter intimidation, provide a description of what constitutes voting fraud and voter intimidation and the results of the background research to the group, and convene the group to discuss potential avenues for future EAC research on this topic;
- **Produce a Report** - Provide a report to EAC summarizing the preliminary research and working group deliberations, including recommendations for future EAC research, if any;
- **Assist EAC in Initiating Future Research** - if EAC decides to pursue one or more recommendations for future research, draft the project scope and statement of work for the request for proposals.

The EAC manager for this project is Peggy Sims. It would be most helpful if you could offer your expertise to Ms. Sims and our team of consultants. Ms. Sims will contact you to follow up on this request. If you are able to assist us, she will set up an initial interview, which will focus on the identification and prosecution of offenses involving voting fraud and voter intimidation, as well as possible resources on these subjects for our consultants' review. Our consultants and project manager may have follow up questions as the research proceeds. It also would be helpful if you would be able to attend the working group meeting to contribute to its discussion. This meeting will likely be held in February 2006.

If you have any questions about the research or this request, please contact Peggy Sims by email at psims@eac.gov or by phone at 202-566-3120.

Thank you so much for your consideration of this request.

Sincerely yours,



Gracia Hillman
Chair

016332



U.S. Department of Justice

Criminal Division

Washington, D.C. 20530

December 1, 2005

The Honorable Garcia Hillman
Chair
United States Election Assistance Commission
1225 New York Avenue, N.W.
Washington, DC 20005

Dear Madam Chair:

I am in receipt of your letter of November 23, 2005 requesting my assistance in the development of a statutorily mandated report on voter fraud and intimidation that the Commission is currently undertaking.

I would be pleased, indeed honored, to assist you and the Commission in this matter and invite Ms. Sims of your staff to contact me at her convenience to discuss this matter further with me.

Sincerely,

Craig C. Donsanto
Director, Election Crimes Branch
Public Integrity Section

016333